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Executive Department Colorado Territory.
Denver May 18th 1862

Sir

It appearing that by the reason of the absence from the Territory of Hon S Newton Pettis, one of the Justices of the Supreme Court of said Territory, assigned by act of the Territorial Legislature to the third Judicial District, no stated term of the District Court in the said Judicial district can be held.

Now therefore I John Evans, Governor of the Territory aforesaid, do by virtue of the authority vested in me by law assign the Hon Charles Lee Armour one of the Justices of the said Supreme Court and authorize him specially to hold a term of said Court at Canon City, in said Third Judicial District at such time as he may designate after having given the notice required by law.

Given under my hand officially the day and year first above written

John Evans.
Governor of Colorado Territory.

To the
Hon Cha Lee Armour

Five Hundred Dollars reward.

Escaped from Jail in Denver City, Colorado Territory on the night of the 22nd inst. the following described prisoners, for the apprehension and delivery of each of whom, to the Sheriff of Arapahoe County, or the U.S. Marshal of said Territory, a reward of One Hundred Dollars, is hereby offered in furtherance of the provisions of law. viz:

William Smith, charged with stealing mules, from the U.S. Government, a Camp Weld, Colorado Territory. is five feet ten inches high. dark complexion. dark eyes no beard, had on dark clothes, and aged about 22. or 25 years.

Comfort Or Calvey, charged with stealing mules from the U.S. Government at Camp Weld, Colorado Territory, is about five feet six inches high. sandy complexion, red hair, heavy red Mouastache. is stiff in the shoulders and aged about 25 years.

Uriel Scott. charged with passing bogus gold dust. light long hair coarse featured. five feet eleven inches high. weight 160 pounds.
Clark Ten Eyck. charged with passing bogus gold dust. height five feet. five inches. sandy complexion brown hair. weight 140 to 150 pounds.
Jerry Owens. Colored. charged with murder. committed from Park County. (Buckskin Joe) height six feet and weight 200 pounds.

Jno Evans.
Governor of Colorado Territory.

Executive Department. Colorado Territory
Denver May 23d 1862.

By His Excellency John Evans. Governor of Colorado Territory. A Proclamation.

Having been informed by a Telegram received from Hon H. P. Bennet Delegate in Congress for Colorado Territory, that a Joint Resolution became a law on the 16th inst. requiring a Proclamation for the postponement of the meeting of the Legislative Assembly of Colorado Territory, from the time fixed by law. (i.e the first monday in June,) to the first monday in July proximo.

Now therefore I. John Evans. Governor of Colorado Territory, do issue this proclamation, giving notice to all persons concerned, of the postponement of said meeting as above set forth.

Done in Executive Department at Denver City this 24th day of may AD 1862.

Jno. Evans
Governor of Colorado Territory.

By order of the Governor
Wm. D. Anthony. for the Secretary.

Executive Department Colorado Territory.

Denver June 5th 1862.

Ordered. That all recruits enlisted in Colorado Territory, for other Regiments than the first Col Volunteers in pursuance of orders from Genl Sturgis Apr 28th and of Genl Canby May 16th 1862. authorizing the same by any direction be mustered into the 2nd Regiment Colorado Volunteers, under command of Col J. H. Leavenworth.

John Evans
Governor of Colorado Territory.

Executive Department Colorado Territory.

Denver June [redacted] 1862.

In pursuance of the provisions of an order from the war department at Washington directed to Col J. H. Leavenworth, commanding second Regiment of Colorado Volunteers, a copy of which has been placed on file in this Department.

I John Evans Governor of Colorado Territory, do appoint J. J. Saville M. D. - Edward A. Arnold M. D. - and J. M. Clark. M. D. a Board of Examiners, for the purpose of passing upon the qualifications of applicants for appointment as Medical Officers of said second Regiment of Colorado Volunteers.

John Evans.
Governor of Colorado Territory.

Executive Department. Colorado Territory.
Denver June 14th 1862.

Col J.M. Leavenworth.
Comdg 2nd Regt Col Vol.

Sir.

It having been represented to me by the Hon Judge Armour of the 2nd Judicial district that a prisoner named L. B. Duke under an indictment for Murder in Park Co in this Territory has been transferred from said County for fear of an attempt at his rescue, and that prisoner cannot be safely held by the civil Authorities:

Now therefore it is my request that you place said prisoner under Military guard and safe Keeping, subject to the order of his Honor the Judge of said 2nd Judicial District of this Territory.

Your Obt Servt
Jno. Evans
Gov Col Territory.

Executive Department Colorado Territory
Denver. June 4. 1862

Col J N Learnworth
Commanding 2nd Regiment Colorado Volunteers

Sir

Having been officially informed by Justice of the Peace A.C. Cartwright of Clear Creek County in this Territory that there is an organized and armed resistance to the Execution of legal process from his Court in Trail Run District in said County and application having been made to me for aid to the Officers of his Court in the enforcement of its process. You are respectfully requested to send such Detachment of the forces under your Command to said Cartwright as may be necessary to protect the Officers of said Court in the performance of this duty

Respectfully —
Your Obt Servt
Jno Evans
Governor of Colorado Territory

Proclamation.

Whereas. It has been represented to me by officers of the law and by other reliable informants, that there is an organized resistance to the execution of process under the laws of the Territory in Trail Run District in the county of Clear Creek, and also that such violence is threatened in some other parts of the Territory: and,

Whereas. It seems especially necessary that such riotous proceedings be prevented, for the protection of the miners, who form the larger part of the population and upon whose active industry is based every other interest in the Territory, in order that their rules and regulations which have the sanction of the laws be respected, and that the peaceable enjoyment of their rights may be maintained; and

Whereas. The only reliable protection for all persons and property is the faithful observance and execution of the laws, to secure which the General Government has clothed me with ample powers and to punish resistance to which the Territorial laws prescribe severe penalties: and

Whereas. It is my duty and shall be my practice, promptly to respond to all proper calls for aid, when the posse comitatus cannot be made available to enforce the laws.—

Therefore. Fully and distinctly to inform to such persons as may not be aware of the criminality and folly of attempting such resistance, I, John Evans, Governor of Colorado Territory, issue this proclamation, warning all persons against making any resistance to the execution of the laws of the United States and of the Territory of Colorado, and calling upon all good citizens to discountenance any and all attempts at such resistance, or any justification thereof; and also to aid the officers of the law, whenever called upon, in the discharge of their duties: to the end that the rights of every citizen may be secure against anarchy and misrule, and that the beneficent ~~[illegible]~~ influences of order and good government may be enjoyed by all.

Done in Executive Department at Denver, this 16th day of June, A.D. 1862

Jno Evans.

By order of the Governor

[illegible]

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Executive Department, Colorado Territory.
Denver July 2nd 1862

Capt. Marion
Sir.

In pursuance of a requisition from Genl. Canby commanding department New Mexico, in which the 1st Regiment Colorado Volunteers is now serving, you will report to Capt. Alley for the necessary outfit, transportation, and instructions as to Expenses &c. and when properly supplied proceed to open a Recruiting office at Julesburg and report success from time to time.

Your obt. Servt.
Jno Evans
Gov. Col. Ter.

Capt. S. H. Cook. Co F
1st Regt. Col. Volunteers
Sir.

You are requested to make the necessary arrangements for defraying Expenses with Capt. Alley, and open an Office in Idaho, to recruit for your own company, until full, and subsequently, for such other Companies In your Regiment, as may need Recruits, and report from time to time until further orders.

Jno Evans Governor.

Denver July 14th 1862.

Executive Department, Colorado Territory.
Denver July 18th 1862

To the Hon. the Speaker of the House of Representatives,

Sir

I have approved and signed a Joint Resolution adjourning the Legislative Assembly to meet at Denver on Wednesday the 16th day of July, 1862, at 10 o'clock A. M.

Respectfully
Jno Evans
Governor of Colorado Territory.

Executive Department, Colorado Territory.
Denver, July 18th 1862.

Captain Chas P. Marion.
1st Col. Vols.

Sir

Your communication of the 15th inst. has been received

You will close your Recruiting office at Julesburg, and be governed by orders of Genl Craig.

Respectfully yours &c
Jno Evans Gov.

Governors Message.

Delivered before both Houses of the Legislature of Colorado, on Friday, July 18th 1862.

Gentlemen of the Legislative Assembly of Colorado Territory:

The circumstances that surround us make it an occasion that calls for expressions of gratitude to God—the Supreme Ruler and Benefactor—that amid the fierce strife and bloody conflicts of the past year, our national existence and our national honor have been maintained; that the people of our own Territory have been generally loyal and law abiding; that the Indian tribes by which we are surrounded have been quiet and peaceable; that almost universal health has been enjoyed, and that continued rich discoveries, and the largely increased yield from the mineral treasures of our mountains have infused life and activity into every avenue of business, repaid with certainty the hand of industry, and scattered the smiles of prosperity in profusion around us.

Although the war still rages, the patriot has grounds for hope that the infamous hand of rebellion will soon be stricken down forever; that the majesty of law, and the power and permanency of free government will be asserted in the triumph of our arms, and that our Country shall speedily enter upon that great career of prosperity which will inevitably follow. There it will continue to be a source of just pride to all the inhabitants of Colorado, that in the great struggle, though far from the scenes of conflict, she furnished as many soldiers in proportion to her population, as any other part of the country, and that, tested by forced marches, and upon the battle field, their patient endurance and heroic daring were excelled by none.

I regret that the time since the laws of the Territory have been published, and the extent of experience under them are so limited, that their defects are scarcely known. Yet a few are so apparent that you will at once perceive the propriety of a change.

Subjects for Legislation.

Counties.— I would call your attention to the pro-

priety of consolidating such of the Counties, now laid out, as are not able to bear the expenses of a County organization, with one or more of those adjacent; the extent of population, and not of territory forming the true basis of determining County lines. In this connection, I would also suggest the propriety of imposing the duties of several offices upon one individual, in sparsely settled Counties, so that municipal regulations and the benefits of Government may be enjoyed by all, without the expenses incurred being onerous upon them.

I would also suggest the passage of a law by which counties, not having properly qualified officers may be able to effect an organization.

Legislative Districts.— As a proper districting of the Territory for members of the Legislative Assembly will engage your attention, and make a new call for a general election necessary, it might be well, in order to give more time for proper notice, that the period for the general election be changed to a later day in the Autumn, which it is believed would be more convenient to the people at large.

Mining Laws. As mining is the most important interest in the Territory, and at the same time the most difficult for which properly to legislate, I would call your special attention to some of its wants.

Mining Claims are properly regulated by miners laws and one of these laws in almost every district in the Territory has determined that lode claims shall be regarded as real estate, although as destitute of the attributes of reality as a lease hold; the General Government never having passed title thereto. And it has been adjudged that this miners law requiring lode claims to be regarded as real estate brings questions of title to them within that provision of the Organic Act which says, that Justices of the peace and probate courts shall not have jurisdiction of any matter in controversy where the title or boundaries of land may be in dispute." This has led to much embarassment, expense, and delay in the settlement of questions relating to claims of small value. I therefore suggest that a law be enacted as explanatory to the miners real estate claim regulations, as that questions involving title to claims shall not be subje-

to such construction.

In the same connection and for the same reasons I would suggest the propriety of memorializing Congress for such an amendment of the Organic Act as will increase the jurisdiction of the inferior courts to questions involving larger sums.

The greatest source of embarassment to the development of the mining districts of the country is found in this miners law by which lode claims are held as real estate, or by permanent and unconditional title. It has given rise to a wide spread and unlimited speculation in claims by non-residents and non-mining holders. Parties never designing to do any thing for the development of the country or to test the value of a single claim, obtain posession of large numbers of them; let them lie without contributing in the least to the expense of our government, until the toiling industry of others shall have tested their value; when like the drone they reap the benefits of the toil of others. And shutting the door of large districts against men who come to invest their capital and devote their energies in working our mines, they drive them from the country, or they push them beyond the boundaries of the speculators posessions. While actual miners should have the privilege of ample room secured to them for all reasonable enlargement of their operations. Some law that should make a certain amount of actual development on claims within a given time necessary to their continued posession, as in other mining countries, would add largely to the true interests of the miner, an tend rapidly to develope the country in wealth and population.

Probate. I would call your attention to the propriety of amending the law of Probate so that small estates can be settled more promptly, and with less expense and delay.

Forcible Entry and Detainer. The law regulating actions of forcible entry and detainer should, if practicable, be made more simple in its operation.

Militia Law. The militia law should be amended so as to make it less complex and expensive, and more closely to adapt it to the convenience of the people, and the necessities for its operation. This I deem of the

utmost importance, in view of the facts that we are surrounded by large tribes of Indians, for the continuance of whose friendly disposition, our best guaranty is in the strong arm of military protection; and it is the more important since the General Government has called away to posts of danger our volunteers as fast as they could be enlisted.

School Fund. The fact that a very numerous people are destined soon to make this Territory not only a place in which to seek for fortune, but also where they will find permanent homes, makes the question of proper provisions for the education of the youth, a matter of the greatest importance to the future welfare of society. The provision of the Organic Act, reserving the usual quantity of school lands, must be to a great extent useless, as all the valuable farming lands will be occupied by settlements in advance of the surveys, and the mineral lands cannot be reserved from the miners occupation. Some plan therefore, different from those that have been adopted in other new States and Territories, for securing the end must be devised here, or our Territory, and State, when it shall be organized, will be destitute of a school fund. Whether a law that shall secure to the Territory, for the use of schools, a claim on every newly discovered lode, which, having the sanction of Congress, would secure said claims in fee simple, may not be passed without injustice to any one, and with the prospect of securing a rich endowment for all the public educational enterprises that the future may demand, is a question that I most earnestly commend to your consideration.

Penitentiary. The difficulty of securing from escape, persons charged with and convicted of crimes, is one of the greatest impediments in the way of making the certainty of punishment exert its salutary influence in the prevention of crime. I trust that an appeal to Congress for aid in the erection of a prison, to relieve this great difficulty in the administration of justice, both under the laws of Congress and of the Territory would not be made in vain.

Corporations. To facilitate the organization of corporate companies for the prosecution of any and all lawful and proper pursuits, I would advise the passage of

general laws, so that all persons may enjoy Equal rights and privileges under them, and none be permitted to do business in a corporate name without the proper safe guards for the protection of the public.

The granting of exclusive rights and privileges—always of doubtful propriety—cannot be too sedulously guarded against in a newly organized community, where the future wants of the country and its prospective condition are so difficult to be understood and foreseen. And it is always desirable to avoid local legislation except in absolutely necessary cases.

A Code of Laws. As it will be impossible for the present or any future Session, which shall be restricted to a term of forty days, to properly digest and carefully prepare a full code of Statute Laws for the Territory, I would recommend that the appointment of a commission be authorized for the purpose, its labors to be submitted for the action of the next session of the Legislative Assembly.

Collection of Taxes. In some parts of the Territory the collection of the Taxes has not been properly provided for; and while it is a duty to make such provisions, so that the expense of the Government may be equitably borne by all, it will be proper to bear in mind that the people generally are not able to pay the heavy burdens which a want of strict economy in the expenditures you may authorize would entail upon them.

Extinction of Indian Title. The fact that the Indian title has not been extinguished to a large part of the domain of the Territory, including much of that now occupied by Settlers, renders the position of the inhabitants thereon, one of uncertainty, and calls for action on the part of the General Government. And as I have called the attention of the Department, and through it that of Congress to the subject, without securing the action desired; I would recomend that the matter be presented that the matter be presented again to the Commissioner of Indian affairs, the Secretary of the Interior, and to Congress, with the weight of an earnest memorial from your honorable body, asking that treaties be authorized with the Ute, Apache, Kiowa, and Comanche Indians of the South and West, and with the Ogillalla Sioux Indians of

the North part of the Territory, providing for the extinction of their title to such parts of the Territory as may not be permanently reserved to them.

Such are a few of the most important of the many subjects for legislation, to which I might call your attention, with propriety.

Natural Resources of the Territory.

Before closing however, allow me to congratulate you upon the rapidly accumulating evidences of the natural resources of Colorado Territory. To the extent and richness of her mines, the exceedingly nutritious pasturage of her plains, and the fertility of her valleys, I may be allowed to make a passing reference.

It is estimated by those best informed on the subject, that the gold product of the present, will be at least double that of any former year, and that the gold mining country in our Territory has as yet, been but partially prospected. New and rich discoveries are continually being made, the art of mining is daily being improved and adapted to the peculiarities of our mines, while an annual increase of the home supply of the necessaries of life is tending to diminish the expenses of living.

The mining country that has already attracted attention and is partially developed may properly be comprised in two regions more commonly known as the Gregory and the Buckskin Jor.

X. The Gregory Region. The Gregory region extends from Gold Hill to Empire City, a distance of about thirty miles along the base of the Snowy Range, and will average at least ten miles in ~~width~~, making three hundred square miles of gold bearing mountains. The veins of quartz are found throughout this region within an average distance of one hundred feet of each other.

X Note. — A careful inquiry as to the present product of the mills and mines in a circuit of three miles, in the Gregory district, places it at ninety-five thousand dollars per week; or at the rate of nearly five million dollars per annum; and it is said to be steadily increasing.

They are, by the mining laws, divided into claims of one hundred feet in extent, making surface enough on quartz lodes in this region alone for over eight hundred thousand claims. These veins are from six inches to nine feet in thickness, and vary even more in their richness, from those that will not pay at all, to those that produce the richest ore that has been found in any part of the world. This ore is principally composed of the sulphuret of iron (iron pyrites.) That which yields twelve dollars per ton pays expenses. That in most of the lodes now worked, pays on an average three times that amount, while in some instances it yields one hundred and fifty, two hundred, and even as high as five hundred dollars per ton, treated by the stamping process. This ore yields, upon analysis, from three to six times as much gold as can be saved by the crushers, giving in some instances even what appears to be fabulous results.* A rule in working the mines that seems to be very uniform, and commands general confidence among miners is, that the deeper the mine is penetrated the richer the ore becomes. It is regarded as an entirely safe calculation to expect large profits from a mine that barely pays expenses at or near the surface.

The Buckskin Joe Region. About thirty miles South of Gregory, lies a much more extensive, though less developed region. It includes that part of the Snowy Range where the waters of the South Platte and Arkansas rivers in the East, and the Piney and Blue rivers, branches of the Colorado, on the west have their sources, called by the not very elegant sobriquet of "Buckskin Joe." This is the most extensive and probaly the richest mining country in the Territory.

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* Note. Dr D. N. King, of Empire City, (Asst Surg. 2nd Regt Col. Vols.) has made a great many analyses of this ore, using one oz. of the pulverized pyrites each time, with results varying from three hundred and twenty to two thousand two hundred and forty dollars per ton. Other analyses, with equally favorable results, have been reported to me, as having been made by various other parties.

From the Pollock to the Mosquito districts, about twenty miles including the Montgomery and other districts and extending about five miles in width is found the only part of this region in which the quartz lodes have been worked. But the rich gulch mines found along the three creeks of the Snowy Range that extend thence Northerly twenty miles to Georgia Gulch and Tarryall; Southerly fifty miles to the Lost Canon and Arkansas mines; Westerly ninety miles to Washington Gulch, shows by the uniform law that gold bearing quartz lodes are always found near rich gulch mines; that this region must exlend one hundred and sixty miles along the course of these snowy ranges, by from five to fifteen miles in width. At least the recently discovered mines of great richness at the remote Westerly limit of this region called Washington Kent's and Ohio Gulches with the Calafornia and Cash Creek mines intermediate, prove either that this field is thus extensive, or that this extent of country contains several large and rich mining regions. Where full examination has been made, the quartz lodes in this region average one foot every two hundred feet, with crevices from eighteen inches to forty feet in width, and yielding the gold bearing iron pyrites of great richness, much nearer the surface than in any other mines. If the richest quartz lodes may be expected where the best paying gulch mines are found, this region will excel any other yet found in the Rocky Mountains.

The Plains. That portion of the Territory extending one hundred and fifty miles eastward from the base of the Rocky Mountains, called the "Plains," being mostly high, rolling, and dry prairie, is covered with the peculiar buffalo and bunch grasses. It is furrowed up with a great number of streams, along which lie fertile valleys. At the sources of these streams between the waters of the Platte and of the Arkansas, nearly in the middle of the Territory, extending seventy five miles east from the mountains, is a dividing ridge, elevated about one thousand feet above the general level of the plains. Along this "divide" frequent rains produce a luxuriant verdure in the valleys, and good pine timber is found in great abundance.

Grazing. But the feature of the plains of the most interest, is the great advantage they offer as a grazing country. Although the grass is much

and dries up in July and August it is of such nutritious quality that cattle of all kinds thrive and fatten upon it the year round. The snows of winter never covering up the surface long enough to produce serious inconvenience. Large herds of cattle from the immense trains that traverse during the Spring, Summer, and Autumn, those greatest natural roadways to be found in the world, extending up the Platte and the Arkansas rivers, from the Missouri to our Territory, are turned out to graze on these plains, jaded and worn down in the Autumn and without having had any other feed until Spring, are found in good order, and many of them well fattened for the slaughter. I am satisfied that these plains described in the books and laid down on the maps as a vast desert, are better adapted to the raising of horses, mules, cattle and sheep, than any other part of our common country. The only expense of raising stock here being that of herding.

The innumerable herds of wild cattle or buffalo and the droves of Indian horses, and the flocks of elk, antelope and deer that have subsisted by pasturage alone on these plains from time immemorial, should have suggested the exceeding richness of the grasses upon which they fed, and prevented the blunder of publishing them as a desert. These plains will not only be capable of furnishing the stock and wool needed for a dense population of the Territory, but also for a large part of the people of the continent.

Agricultural Products. As to a home supply of Agricultural produce, so important to the accumulation here of permanent wealth and population, the crops now standing on the farms, in the valleys on the various branches of the South Platte, Arkansas and Fountaine-qui-bouille afford most encouraging prospect. In the latter valley alone, there will be produced this year, according to careful estimates, 25.000 Bushels of Wheat, 40,000 Bushels of Corn, 20.000 bushels of potatoes, and other produce in proportion. The great profits of such crops and the exceeding productiveness of those lands lying along the Streams, I have no doubt will soon induce an Agricultural production that will abundantly supply the home demand.

Pacific Railroad.

Congress just having passed a bill for a Pacific Railroad, and the deep interest felt by the people of this Territory in reference to its location, might indicate the propriety of a reference to the subject here. But the question of location depending almost entirely upon the feasibility of routes through the Rocky Mountains, I could at this time say but little that would be satisfactory upon the subject.

I hope in a few days to have a report of the survey now in progress, of the route through the Snowy Range, by way of Berthoud's Pass, which I have placed under the direction of Surveyor General Ecare, to obtain facts and figures which shall form reliable data as to its feasibility, both for a wagon and Railroad route, and which may possess interest enough to justify a special communication on the subject.

In conclusion I would give you the assurance of my hearty co-operation in every act that shall be for the interests of the masses of the people, and guard against injustice to, or neglect of, any portion of them.

—

John Evans,

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Denver July 25th 1862.

Capt S. H. Moon.

Sir

I have information that a band of Indians is hovering around Boulder stealing stock and committing depredations upon the settlers, supposed to be the Utes and Rides themselves in the mountains.

You are requested to detail a sufficient force of troops, to recover the stolen property, and to secure the return of the Indians to their own country at once. The citizens prefer aid if you need it

Respectfully.
Your obdt servt
Jno Evans
Gov. Col. Ter.

Executive department Colorado Territory.
Denver July 26th 1862

To the Hon. the Speaker of the House of Representatives.

Sir

I have approved and signed Acts entitled:

"An Act to provide for the Election of a delegate to Congress, and members of the House of Representatives of Colorado Territory"

"An Act authorizing County Clerks to take acknowledgements of deeds."

Respectfully
Jno Evans
Governor of Colorado Territory.

Executive Department Colorado Territory
Denver July 26th 1862.

To the Hon. House of Representatives
of the Legislative Assembly of Colorado Territory

Gentlemen

I herewith return to you A Joint Resolution for districting the territory into judicial didtricts, assigning the Judges thereof and fixing the time of holding the courts, with the following objections to its becoming a law.

While the want of judicial service in some parts of the Territory is a source of complaint, this bill gives only two Counties and those by no means the most populous, to one of the Judges, thereby, throwing nearly all the labor of holding Courts in the Territory upon his colleagues.

The propriety of equalizing the judicial labor of the members of the Supreme Court will be manifest when it is remembered that a large part of the Territory justly complains on account of the infrequency of the sessions of their courts. And in many counties in the Territory, although the Government has been organized for nearly eighteen months, as yet, no courts at all have been held. Instead of a district ing which shall work still further privation to the people, I earnestly recomend the modification of the bill if practicable, so as to secure to them the service to which they are undoubtedly entitled.

I observe too that by this bill the two most populous counties in the Territory are placed in the same district, imposing nearly all the judicial labor of the Territory upon the Chief Justice himself, which a more convenient and equitable arrangement of the districts might avoid.

The last clause of the fifth section says "The remaining terms of court shall be held at such time and place as shall be designated and appointed by the several judges in their respective districts."

Agreeably to my understanding of the Organic Act this contravenes that provision which says, "The said Territory shall be divided into three judicial districts, and a district court shall be held in each of said by one of the justices of the Supreme Court at such time and place as may be prescribed by law". The object of this provision of the Organic Act evidently is to secure regularity

in the proceedings of the courts and that the public shall have standing notice not to be varied by any contingencies of the time and the place of holding courts. The time and the place of holding the district courts, being required to be fixed by law. I judge a power of the kind given the judges in this section both inexpedient and in violation of the letter and spirit of the Organic Act.

I would recommend therefore, that the times and places of holding the courts, be definitely fixed by law.

Jno. Evans

Executive Department, Colorado Territory.
Denver July 29th 1862.

To the Hon. the House of Representatives
of the Legislative Assembly of Colorado Territory
Gentlemen.

I herewith return without my approval "An Act to dissolve the bonds of matrimony between William W. Silsby and Laura Silsby" with objections to its becoming a law.

In disapproving this bill I do not pretend to enter into a consideration of the merits or de-merits of the particular case involved: as such investigation could not be properly conducted without giving all the parties a fair opportunity for a hearing; and I judge such an investigation to be quite foreign to the duties assigned to my official position.

Neither shall I enter upon a discussion of the power or want of power in a legislative body for the passage of such laws as the one under consideration. A full elucidation of this question would carry me quite beyond the ordinary limits of a message.

The Legislature having already provided a liberal law under which aggrieved parties can have a remedy in all proper and meritorious cases, it occurs to me to be unwise to assume the discharge of the functions thus already assigned to the courts.

The propriety of leaving the adjudication of this class of questions in the hands of the courts where the laws have already placed them, is more forcibly apparent from the consideration that the decrees of courts alone can

properly adjust the equities in such cases by assigning the guardianship of children, if any, the determination of alimony and the disposition of the effects of the partnership at its dissolution.

The mere mention of such difficulties will convince most persons of the impropriety of disposing of cases involving such varied and delicate interests, and such sacred responsibilities, without looking to the consequences, by a simple, unconditional declaration that the bonds of matrimony are hereby dissolved.

Neither do I regard a failure on the part of the proper authorities to hold courts, or the inconvenience attending any particular case, any good reason for such legislation. As well might the Legislative Assembly substitute its action in many other cases of equal or more pressing inconvenience. The proper remedy in such cases is plainly the enactment of such laws as will provide against a court of courts, instead of an attempt to substitute them by legislative action.

Very Respectfully
John Evans

Executive Department Colorado Territory
Denver Aug 8th 1862.

To the Hon the Speaker of the House of Representatives.

Sir.

I have this day approved and signed, acts entitled

"An Act amendatory of an act entitled, an act to create a Lien in favor of Randmen and others."

An Act amendatory of an act entitled an act regulating Elections, approved Nov 6th 1861.

An Act relating to Fencing.

Respectfully
Jno Evans
Governor.

Executive Department Colorado Territory.
Denver July 30th 1862.

To the Hon. the President of the Council
Sir

I have approved and signed an Act entitled.

"An Act concerning official Bonds of Notaries, and Receivers in Chancery."

Very Respectfully
John Evans
Governor

Executive Department Colorado Territory
Denver July 31st 1862.

To the Hon. Speaker of the House of Representatives.
Sir

I have approved and signed an act entitled

"An Act Providing for an extra term of the Supreme Court to be held in Denver.

Respectfully
Jno Evans
Governor of Colorado Territory

Executive Department Colorado Territory.
Denver Aug 1st 1862

To the Hon. the Presidents of the Council.
Sir:

I have this day approved and signed an act entitled.

"An Act. To change the name of Lazarus. B. M°Lain."

Respectfully
Jno Evans
Governor of Colorado Territory

Executive Department Colorado Territory

To all whom these Presents shall come, Greeting:

Know Ye that I John Evans Governor of Colorado Territory, by virtue of the high power in me vested by the Organic act of said Territory, have granted and do by these presents grant my full and free pardon unto Thomas McBride convicted of the crime of larceny, and sentenced to twenty years imprisonment therefor at the April term A.D. 1862, of the District court for the first Judicial District, for said Territory of Colorado.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed.

Done at Denver this sixth day of August A.D. one thousand eight hundred and sixty two

John Evans

[Seal]

By the Governor
Sam A. Elbert
Secretary of Colorado Territory

Executive Department Colorado Territory
Denver Aug 8th 1862

To the Hon. the Speaker of the House of Representatives

Sir

I have this day approved and signed, acts entitled,

"An act to incorporate the Ute Pass Wagon Road Company"

"An act to incorporate the Eldorado Ditch Company"

"An act to incorporate a free Cemetery in Conejos County."

"An act granting the exclusive right to the Pueblo Ferry company to maintain a Ferry or Bridge across the Arkansas River at Pueblo."

"An act to amend an act to incorporate the Bear Canon Road Company, approved Nov 7th 1861."

"An act amendatory to an act to incorporate the Enterprise Wagon Road company"

"An act granting the exclusive right to John Rogers and others to maintain a Bridge across the

Arkansas at Rock Bluff Canon

Respectfully.

Jno Evans

Governor

Executive Department Colorado Territory

Denver Aug 8th 1862.

To the Hon. the Speaker of the House of Representatives,

Sir,

I have this day approved and signed acts entitled,

"An act amendatory of an act entitled an act to create a Lien in favor of Rauchmin and others"

"An act amendatory of an act entitled, an act regulating Elections, approved Nov 6th 1861."

"An act relating to Fencing."

Respectfully

Jno Evans

Governor

Excutive Department Colorado Territory,

Denver Aug 9th 1862

To the Hon. Speaker of the House of Representatives,

Sir.

I have this day approved and signed. The following acts.

"An act to incorporate the Vasques River Irrigating and Hydraulic Company."

An act to legalize the assessments of Summit County"

An act to amend an act entitled "An act concerning Jurors, approved. Nov 5th, 1861"

Respectfully

Jno Evans

Governor.

Executive Department Colorado Territory
Denver Aug 9th 1862.

To the Hon. President of the Council,
Sir.

I have this day approved and signed, the following acts.

"An act to amend an act Relating to Counties and County Officers"

"An act granting the exclusive right to Joseph. B, Doyle, to erect and maintain a Bridge across the Arkansas River"

Respectfully
Jno Evans
Governor

Executive Department Colorado Tenitory
Denver Aug. 11th. 1862

To the Hon. Speaker of the House of Representatives
Sir.

I have this day approved and signed acts entitled,

"An act authorizing the dismissal of causes in vacation"

"An act amendatory of an act entitled "An act concerning Ejectments, approved November 7th. 1861."

"Joint Memorial to Congress of the United States to have Laws printed in the Spanish language."

Respectfully
Jno Evans
Governor.

Executive Department Colorado Tenitory
Denver Aug 13th 1862

To the Hon, Speaker of the House of Representatives.
Sir.

I have this day approved and signed acts entitled

"An act to amend an act entitled an act Regulating the fees of officers, Jurors, and Witnesses, approved November 8th. 1861."

"An act to incorporate the Platte Canon and Deer Creek Water, Ditch, and Milling Company"

"An act to Incorporate the Pueblo Town Company"

"An act to Incorporate the Colorado Town Company"

"An act to incorporate Religious Societies with certain powers of Bodies corporate"

"Joint Resolution Relating to Union Pacific Railroad and Telegraph Company"

Respectfully
Jno Evans
Governor.

Executive Department Colorado Territory
Denver Aug 14th 1862

To the Hon. Presidents of the Council

Sir

I have this day approved and signed an act entitled,

"An act to authorize the appointments of County Commissioners in special cases"

Respectfully
Jno Evans
Governor

Executive Department Colorado Territory
Denver Aug 14th 1862.

To the Hon. Speaker of the House of Representatives

Sir

I have this day approved and signed acts entitled

"An act to organize the Militia of Colorado Territory, and to repeal the act entitled "An act to organize the Militia" approved Oct 18th 1861."

"An act to repeal an act entitled an act to locate the Seat of Government of Colorado Territory, and to locate the same."

"An act to Incorporate the Canon City Bridge Company."

Respectfully
Jno Evans
Governor

Executive Department Colorado Territory
Denver Aug 14th 1862

To the Hon. Speaker of the House of Representatives

Sir

I have this day approved and signed acts entitled,

"An acts to prevent the carrying of concealed deadly weapons in the cities and towns of this Territory"

"An acts to incorporate the Tarryall and Arkansas River Wagon Road Company."

"An act to incorporate the Empire Gold Mining Company."

"An acts to incorporate the Fremont Orchard Plank Road and Turnpike Company."

"An acts to incorporate the Cash Creek Park Ditch Company."

Respectfully
Jno Evans
Governor

Executive Department Colorado Territory
Denver Aug 14th 1862.

To the Hon. Speaker of the House of Representatives.

Sir

I have this day approved and signed acts Entitled.

"An acts to incorporate the Snowy Range ditch Company."

"An acts amendatory of an act, entitled an act concerning license, approved, November 6th, 1861."

"An acts amendatory of an acts entitled an acts to provide for contested Electing"

Respectfully
Jno Evans
Governor

Acts to be signed

Executive Department Colorado Territory
Denver Aug 14th 1862

To the Hon. President of the Council

Sir

I have this day approved and signed acts entitled

"An act to enable the Proprietors of the Overland Stage Line to erect and maintain Bridges and Ferries across certain streams for the use of said line and for the safe conveyance of the United States mails, Treasure and Passengers."

"An act to amend an act entitled an act providing for the collection of the Revenue."

Respectfully
Jno Evans
Governor

Executive Department Colorado Territory
Denver Aug 15th, 1862.

To the Hon. Speaker of the House of Representatives

Sir,

I have this day approved and signed acts entitled

"An act to incorporate the Empire City, Clear Pass, Breckenridge and Montgomery City Road Company."

"An act to enable citizens of this Territory in the Military service of the United States to vote."

"An act to incorporate the South Platte and Fountaine-qui-Bouille Irrigating and Ditch Company."

"An act to regulate and Establish the rates of charging for the publication of Legal Documents".

"An act to amend an act entitled "an act concerning Criminal jurisprudence", approved, Nov 5th 1861."

"An act amendatory of an act entitled an act concerning Justices of the Peace and Constables".

"An act to incorporate the Fairplay Ditch and Flowing Company".

"An act to amend an act entitled an act relating to Notaries Public."

Respectfully
Jno Evans
Governor

Executive Department Colorado Territory
Denver Aug 15th 1862

To the Hon. President of the Council
Sir

I have this day approved and signed acts entitled
"Preamble and Joint Resolution relating to the Colorado Volunteers."
"An act to locate the County Seat of Park County and to legalize certain acts therein named."
"An act Supplemental to an act providing for the collection of Revenue, approved Nov 7th 1861."
"An act to incorporate the Golden Gate and Gregory Road Company."
"An act amendatory of an act regulating Elections."
"An act relating to Forcible Entry and Detainer and Unlawful Detainer."
"An act to incorporate the Grass Valley Hydraulic and Mining Company".

Respectfully
Jno Evans
Governor.

Executive Department Colorado Territory
Denver Aug 15th, 1862.

To the Hon Speaker of the House of Representatives.
Sir.

I have this day approved and signed acts entitled.
"An act to repeal all laws in relation to the introduction of Stock into Conejos County, for the purpose of grazing."
"An act to increase the Revenue."
"An act to protect the rights of persons settled upon any of the Public lands of Colorado Territory."
"An act to authorize Mariano Medina, and Louis Lapa to Keep a Toll Bridge across the Big Thompson Creek at Larimer Crossing."
"An act amendatory of an act concerning Clerks of Courts."
"Joint Memorial to the Secretary of the Treasury"
"Joint Memorial to the Secretary of the Interior Respect

-ing Indian Titles"

"An act concerning Chattel Mortgages"

"An act create a fund for the benefits of Schools"

"An act to prohibit the sale of Intoxicating Liquors to Soldiers"

"An act to amend an act entitled An act concerning Licenses"

"An act to incorporate the Cumins Creek and Arkansas River Road Co"

"Joint Memorial and Resolutions to Congress for the increase of Jurisdiction of Courts of Probate"

"An Act to Regulate the Sale of horses, mules and cattle at auction"

"An act to Incorporate the Golden City and Arapahoe Ditch"

Respectfully
Jno Evans
Governor,

Executive Department Colorado Territory
Denver Aug 15th 1862.

To the Hon. Speaker of the House of Representatives.

Sir

I have this day approved and signed acts entitled.

"An act incorporating the Idaho and Missouri City Wagon Road Company"

"Joint Resolution asking Congress to amend the Organic act so as to extend the jurisdiction of Probate and Justices Courts".

"An act making appropriations for the fiscal year ending 31st Dec. 1863"

"An act Relating to Fords"

"An act amendatory of an act Concerning Probate Courts."

"Two acts amendatory of an act entitled an act granting a Lein in favor of Mechanics in certain cases, Approved Nov. 4th, 1861."

"An act to enable Road, Ditch, Manufacturing and other companies to become bodies corporate"

Respectfully
Jno Evans
Governor,

Executive Department, Colorado Territory,
Denver Aug 15th 1862.

To the Hon. Speaker of the House of Representatives,

Sir

I have this day approved and signed acts entitled.

"An act to apportion the Territory of Colorado into Council and Representative Districts."

"An act establishing and Regulating Territorial Roads."

"An act to amend an act entitled, "an act to incorporate the Gamp Weld and Denver City and Cherry Creek Ferry Company."

"An act supplementary of an act concerning Wills, Executors, and Administrators"

"An act requiring Clerks of District Courts to give bond."

"An act to incorporate the Clear Creek Wagon Road Company."

"An act to provide for the payment of Clerks"

"A Memorial to the Post Master General for a tri-weekly mail to Boulder City."

"An act to prevent the introduction of Stock into the Counties of Huerfano, Pueblo, Fremont, Jefferson, Boulder and Costella for the purpose of Grazing."

"An act to confirm and legalize certain acts of the people prior to the organization of Colorado Territory"

"An act to revive certain Judgments of the Miners and other Courts by Scire Facias".

"An act Explanatory of an act to confirm and legalize certain acts of the people prior to the organization of Colorado Territory."

"An act to Divide the Territory of Colorado into Judicial Districts and to provide for the time of holding Courts in the same."

"Joint Resolution relating to the Election of Members of the next Legislative Assembly"

Respectfully
Jno Evans
Governor

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Executive Department Colorado Territory
Denver Aug 16th 1862.

To the Hon. Council of the
Legislative Assembly of Colorado Territory
Gentlemen:

The bill pending before your house "Explanatory of" an act to confirm and legalize certain acts of the people prior to the organization of Colorado Territory" I am informed is necessary to prevent great injustice resulting from the dating effect of said act.

I trust therefore, that you will not adjourn until you have acted upon said bill, as I am satisfied that great injustice will be done by defeating either the original act, or the act supplemental to, or explanatory thereof.

I have the honor to be,
Respectfully yours
Jno Evans
Gov,

To all whom it may concern.

Know ye, that I John Evans Governor of Colorado Territory, reposing special trust and confidence in Geo. B. Seidmore, John A. Titus and Robert Boyd I have and do hereby appoint them County Commissioners for the County of Weld in said Territory, to have and to hold said office until their successors shall be duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed Done at Denver this sixteenth day of August A.D. one thousand eight hundred and sixty two

{Seal}

Jno Evans

By the Governor
Sam H Elbert
Secretary of Colorado Territory

1

To all whom it may concern.

Know ye, that I John Evans Governor of Colorado Territory, reposing special trust and confidence in Geo. B. Scidmore, John A. Titus and Robert Boyd, have and do hereby appoint them County Commissioners for the County of Weld in said Territory, to have and to hold said office until their successors shall be duly elected and qualified

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this sixteenth day of august A. D. one thousand eight hundred an sixty two.

{Seal}

John Evans

By the Governor
Sam H Elbert
Secretary of Colorado Territory

To all whom it may concern.

Know ye that I John Evans Governor of Colorado Territory reposing special trust and confidence in W. B. Osborne Hal Sayr and James Arthur have and do hereby appoint them County Commissioners for the County of Larimer in said Territory to have and to hold said office until their successors shall be duly elected and qualified

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this sixteenth day of August A. D. one thousand Eight hundred and sixty two

{Seal}

John Evans

By the Governor
Sam H Elbert
Secretary of Colorado Territory

To all whom it may concern.

Know ye, that I Sam. H. Elbert acting Governor of Colorado Territory reposing special trust and confidence in F. M. Sprague Sylvester Richardson and Sidney Webber have and do hereby appoint them County Commissioners for the County of Douglas in said Territory, to have and hold said office until their successors shall be duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed Done at Denver this twenty first day of August one thousand eight hundred and sixty two

Seal

Sam. H. Elbert
Secretary and acting Governor of Colorado Ter.

To all whom it may concern.

Know ye, that I Sam. H. Elbert reposing special trust and confidence in John M. Geary have and do hereby appoint him County Commissioner in place of David K. Wall for the County of Jefferson in said Territory to have and hold said office until his successor is duly elected and qualified

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed Done at Denver this twenty second day of August one thousand eight hundred and sixty two

{Seal}

Sam H Elbert
Secretary and acting Governor of
Colorado Territory

To all whom it may concern.

Know ye, that I, Sam H. Elbert Acting Governor of Colorado Territory reposing special trust and confidence in W. N. Nelson B. B. Field and J. B. Doyle have and do hereby appoint them County Commissioners for the County of Huerfano in said Territory, to have and to hold said office until their successors are duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this twenty second day of August A.D. one thousand eight hundred and sixty two

{Seal}

Sam H Elbert
Secretary and Acting Governor
of Colorado Territory

To all whom it may concern,

Know ye that I, Sam. H. Elbert Acting Governor of Colorado Territory reposing special trust and confidence in S. D. Breese, Alex. McPherson and Wm. Snyder, have and do hereby appoint them County Commissioners for the County of Lake in said Territory, to have and to hold said office until their successors are elected and duly qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this twenty second day of August, A.D. one thousand eight hundred and sixty two.

{Seal}

Sam H Elbert
Secretary and Acting Governor
of Colorado Territory.

To all whom it may concern

Know ye that I Sam. H. Elbert Acting Governor of Colorado Territory reposing special trust and confidence in John. A. Kyle have and do hereby appoint him County Commissioner for the County of Arapahoe in said Territory to have and hold said office — In place of James. M. Weir — until his successor shall be duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this twenty second day of August A.D. one thousand eight hundred and sixty two

{Seal}

Sam. H. Elbert
Secretary and Acting Governor of
Colorado Territory.

Executive Department Colorado Territory
Denver Aug 22nd 1862.

Major E. W. Wynkoop
Commanding Fort Garland.

Sir,

You will oblige me by informing me of the disposition you have made of the men recruited in our Territory by Capt. L. Deus.

Respectfully
Your obdt Servt
Sam H Elbert
Secretary and acting Governor of
Colorado Territory

Executive Department Colorado Territory

Denver Aug 21st 1862.

Major E. K. Wynkoop
Commanding Ft Garland
New Mexico

Sir.

I am informed that Capt C. Deus has recruited some fifteen or more men in our Territory for one of the New Mexico Regiments,

Will you be so kind as to turn them over to Col Leavenworth if he mustered into the 2nd Col. Reg in accordance with the orders of Gov. Evans of June 5th and his letter to you of Aug. 18th

We are recruiting a 3d Regiment and will need all the men we can possibly get

Respectfully
Your Obdt Servt
Sam. H. Elbert
Secretary and Acting Governor Col. Ter.

To his Excellency, The Governor of the State of Wisconsin
United States of America.

It having been made appear to me by the affidavit of Dougal McDougal, a copy of which is hereto attached, That one David Shearer has committed the crime of Larceny in this Territory, and that he has fled to the State of Wisconsin, Now, therefore, I make this my requisition on you for the body of the said David Shearer, that he may be placed in the custody of the bearer H. H. Smith and by him transported to this Territory, in order that he may be tried for said alleged crime, in accordance with the laws of this Territory in such case made and provided

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed Done at Denver this twenty third day of August A.D. one thousand eight hundred and sixty two

Seal

Sam. H. Elbert
Secretary and Acting Governor of
Colorado Territory

Proclamation. Aug 17th 1862.

To the Patriotic People of Colorado Territory.

Your Country calls in its great Extremity.
Defend it now or upon may not have a country to defend.

I have the most urgent appeal from General Blunt, Commanding this department, and General Sanborn, Recruiting Commissioner, to raise a third Colorado regiment for three years service or during the war, to serve in the States.

As soon as the necessary arrangements can be made, offices will be opened for recruiting in different parts of the Territory. The regulations of Order No. 75. War Department, are referred to by the Commanding General for our guidance.

In the mean time, as one recruit in a well trained regiment, for immediate service, is worth more than several in a newly organized regiment, let our patriotic people at once fill up the first and second regiments of Colorado Volunteers.

Full information will be given by addressing the Executive Department.

By the Governor. John Evans.

Sam. H. Elbert
Secretary of Colorado Territory.

Proclamation Sept 4th 1862

The probability that the Colorado Regiments in the Volunteer service of the United States would be ordered for service out of our Territory, and the threatening attitude of the Indian tribes throughout the Northwest, suggested to your Legislators at their last session the wisdom of a complete militia organization throughout our Territory. To effect this they passed the law herewith published, a law simple in construction and inexpensive in its operation.

I desire to urge the Assessors of the several Counties to complete the Enrollment of the Militia in accordance with the provisions of this act, at as early a day as possible, and especially to urge upon the people of the Territory the wisdom & not the necessity of organizing under this act at least one or more Volunteer companies in each county, that we may be ready for any emergency we may be called upon to meet.

While I am of the opinion that the people of our Territory have no cause of apprehension, still the repeated warnings of Brig Genl Craig of anticipated Indian troubles, and the late Indian massacre in Minnesota should at least put us on our guard.

John H. Elbert
Acting Governor of Colorado Territory

Proclamation Sept 6th 1862,

To the People of Colorado Territory,

In probability that the Colorado Regiments in the Volunteer service of the United States, would be ordered for service out of our Territory, and the threatening attitude of the Indian tribes throughout the North West, suggested to your Legislature at their last session, the wisdom of a complete militia organization throughout our Territory. To effect this they passed the law herewith published. It is simple in construction and inexpensive in its operation.

I desire to urge the Assessors of the several Counties to complete the enrollment of the militia in accordance with the provisions of this act, as early a day as possible, and especially to urge upon the people of the Territory the wisdom if not the necessity, of organizing under this act one or more volunteer companies in each County, that we may be ready for any emergency we may be called upon to meet.

We have but twenty mounted men now at Camp Weld, and it is utterly impossible to protect the people of the Territory from marauding bands of Indians or guerillas with so small a force. Our chief hope of safety against such raids, is in a well organized volunteer company of mounted men in each County.

While I am of the opinion that the people of our Territory have but little cause of apprehension, still the repeated warnings of Brig. Gen. Craig of anticipated Indian Troubles, and the late Indian Massacre in Minnesota, should at least put us on our guard.

Saml. H. Elbert
Secretary and acting Governor of
Colorado Territory

Executive Department Colorado Territory
Denver Sept 3rd 1862

Lt Col Chivington
Of the 9th Wisconsin Battery
Commanding at Camp Weld.

Sir.

I have been requested by the United States Marshal of the Territory to furnish them an escort to and from Pueblo, Colorado Territory, and during the term of the United States Courts at that place, as danger is apprehended from Guerrilla parties.

I therefore request that you make a detail of eighteen or twenty of the cavalry under your command, with a good and competent officer in command, to execute an escort for the said United States Courts to and from Pueblo.

Very Respectfully
Jas. A. Elbert
Secretary and Acting Governor of
Colorado Territory

Secretarys Office Colorado Territory
Denver Sept 4th 1862

Gordon L. Ford Esq

Sir

Your letter requesting an appointment as a Commissioner of Deeds for the Territory of Colorado in and for the State of New York, has been received, and the appointment made.

You have requested to receive with such commission which you have requested to receive with such commission shall proceed to discharge any of the duties of his said appointment he shall take and subscribe an oath before some officer authorized to administer oaths in the State or Territory for which he is appointed, that he will faithfully discharge the duties of his said appointment, which oath together with an impression of your seal of office shall be filed in the office of the Secretary of the Territory.

Upon sending your oath of office and an impression of your seal, as the law requires, your commission will be forwarded to you.

The fee is five dollars

Very Respectfully
Your Obdt Servt
Sam. D. Elbert
Secretary and Acting Governor of Colorado Territory.

Executive Department Colorado Territory
Denver Sept 12th 1862.

Lieut Hardy
2 "Reg Col Vols.

Sir

You are requested to furnish the bearer Col Craig with an escort to Fort Union from the men under your command. should the Col. deem it necessary.

Respectfully
Your Obdt Servt
Sam. D. Elbert
Secretary and Acting Governor
Colorado Territory.

Executive Department Colorado Territory
Denver Sept 16th 1862.

Ordered,

Col J. M. Leavenworth of the 2d Regiment of Colorado Volunteers, will mount one hundred men of his Regiment, properly officered and Equipped and send them to report to Brig. Genl. Craig with all possible dispatch

Sam. D. Elbert
Secretary and Acting Governor of Col. Ter

Executive Department Colorado Territory
Denver Sept 16th 1862.

The appointments and promotions, made by Col J. M. Leavenworth in the 2" Regiment Colorado Volunteers, to this, date. are Hereby confirmed.

Sam. D. Elbert
Secretary and Acting Governor of
Colorado Territory

To all whom it may concern:

Know Ye, That I Sam. H. Elbert Acting Governor of Colorado Territory, reposing special trust and confidence in Phillip Dunbo, Vincente Chavis and Faustin Medina, have and do hereby appoint them County Commissioners for the County of Costilla in said Territory, to have and to hold said office until their successors are duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed. Done at Denver this twenty second day of September, A.D. one thousand eight hundred & sixty two

Seal

Sam. H. Elbert
Secretary & Acting Governor of
Colorado Territory

Executive Department Colorado Territory
Denver Sept 24th 1862

N. Sayr. Esq
Co Clerk &c

Sir

The appointments of N. Sayr and James Arthur as County Commissioners for Lariner County Ter. is hereby cancelled. The appointments having been made under the belief that vacancies existed in said Board of County Commissioners, when in fact, there were no vacancies except the one to which N. B. Osborne was appointed.

This you will make a matter of record in your office as well as the appointments aforesaid.

Respectfully
Sam. H. Elbert
Secretary and Acting Governor of
Colorado Territory

Executive Department
Colorado Territory

To all whom these Presents shall come, Greeting:

Know Ye: That reposing special trust and confidence in the integrity and ability of D.C. Collier, I have appointed and commissioned, and by these Presents do appoint and commission him, the said D.C. Collier, Public Administrator for the County of Gilpin and Territory of Colorado: And I do hereby authorize and empower him to execute and fulfil all duties of the said office, in accordance with the provisions of the law in such case made and provided.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed, Done at Denver this twenty fifth day of September, A.D. one thousand Eight hundred and sixty two.

Seal

Sam'l. H. Elbert
Secretary and Acting Governor of
Colorado Territory

To His Excellency the Governor of
The State of Iowa, United States of America

It having been made appear to me by an indictment found in the District Court of the United States for the Third Judicial District of Colorado Territory, a copy of which is hereto appended, that one L. D. Hamilton has committed the crime of murder in this Territory, and it also appearing that he has fled to the State of Iowa, Now therefore, I make this my requisition on you for the body of the said L. D. Hamilton that he may be placed in the custody of the bearer, A.R. Kuns United States Deputy Marshal, and by him transported to this Territory, in order that he may be tried for said alleged crime, in accordance with the laws of this Territory in such case made and provided.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed. Done at Denver this twenty fifth day of September A.D. one thousand eight hundred and sixty two

Seal

Sam'l. H. Elbert
Secretary and Acting Governor of
Colorado T.

To His Excellency the Governor of the
State of Iowa. United States of America.

It having been made appear to me by an indictment found in the District Courts of the United States for the Third Judicial District of Colorado Territory, a copy of which is hereto appended, that one Albert. F. Bercau has committed the crime of murder in this Territory and it also appearing that he has fled to the State of Iowa. Now therefore, I make this my requisition on you for the body of the said Albert. F. Bercau, that he may be placed in the custody of the bearer, W. R. Bunch United States Deputy Marshal, and by him transported to this Territory, in order that he may be tried for said alleged crime, in accordance with the laws of this Territory in such case made and provided.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed. Done at Denver this twenty fifth day of September A.D. one thousand eight hundred and sixty two.

Seal

Sam. H. Elbert
Secretary and Acting Governor of Colorado Territory.

Executive Department Colorado Territory
Denver Oct 6th 1862.

To the Commandant of
any Post in Colorado Territory

Sir

Having been informed that the Indians have stolen certain stock belonging to the overland Mail Company, you are hereby requested to afford the said Company and their employees, if called upon, such number of troops as may be necessary to recapture their stock.

Respectfully
Your obdt servt
Sam. H. Elbert
Secretary and acting Governor
Colorado Territory

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Executive Department C. T.
Denver Oct 2nd 1862.

2d Lieut
Recruiting &c

Sir

I understand that certain persons, inimical to the Government, are in the habit of manifesting their treasonable sentiments, by making for Jeff Davis & the Southern Confederacy! and other demonstrations of a treasonable character.

You will arrest all such persons, when found making such demonstrations, and send them under guard to Camp Weld, Colorado Territory.

In making such arrests you will exercise due discretion and judgment, as the order is intended to apply only to such as are noisy, and not such as are pursuing quietly their usual avocations.

Respectfully
Dan'l. K. Elbert
Secretary and Acting Governor of
Colorado Territory,

To the United States Marshal
in and for Colorado Territory

Whereas, W. J. Norwood and J. Tiernan, citizens of this Territory, have been arrested by J. Nelson Smith, Captain of Co. E. 2d Regiment Colorado Volunteers in the service of the United States, under and by the authority of the Proclamation of Abraham Lincoln, President of the United States, dated September 24, 1862, and Whereas, the said W. J. Norwood and J. Tiernan were arrested by the military authority aforesaid, for disloyal practices, and charges preferred against them for the same.

Now, therefore, you are hereby ordered to take the said W. J. Norwood and J. Tiernan into custody and them safely to keep until further orders from this Department, or the War Department of the United States.

Dan'l. K. Elbert
Secretary and Acting Governor of
Colorado Territory.

Oct 1st 1862,

Records of Oaths of Office

I, John Evans of Evanston Illinois having received notice from the Secretary of State of my appointment by the President, and confirmation by the Senate of the United States of America as Governor of the Territory of Colorado, do solemnly swear, that I will faithfully support, protect, and defend the Constitution and Government of the United States against all enemies, whether domestic or foreign, and that I will bear true faith, allegiance, and loyalty to the same, any ordinance, resolution, or law of any State convention or legislature to the contrary notwithstanding; and further, that I do this with a full determination, pledge, and purpose without any mental reservation or evasion whatsoever; and further, that I will well and faithfully perform all the duties which may be required of me by law: So help me God,

Jno Evans

Sworn to and subscribed before me this 11.th day of April, of the year 1862

(Signed) James M. Wayne

Associate Justice, Supreme Court

United States,

I, Samuel H. Elbert, of Nebraska Territory, having been appointed by the President of the U. States, to be Secretary of the Territory of Colorado, do solemnly swear that I will support, protect, and defend the Constitution and Government of the United States against all enemies whether domestic or foreign, and that I will bear true faith, allegiance, and loyalty to the same, any ordinance, resolution, or law of any State convention or legislature to the contrary notwithstanding; and further, that I do this with a full determination, pledge, and purpose without any mental reservation or evasion whatsoever; and further, that I will well and faithfully perform all the duties which may be required of me by law, So help me God

Samuel H. Elbert

Sworn to and subscribed before me this nineteenth day of April, Eighteen hundred and sixty two,

James M. Wayne

Associate Justice U. S. Supreme Court

I, Allen A. Bradford of Colorado Territory, having been appointed by the President of the U. States to be Associate Justice of the Supreme Court of the United States for the Territory of Colorado, do solemnly swear that I will support, protect and defend the Constitution and Government of the United States, against all enemies whether domestic or foreign, and that I will bear true faith, allegiance, and loyalty to the same, any ordinance, resolution, or law of any State convention or legislature to the contrary notwithstanding; and further, that I do this with a full determination, pledge, and purpose, without any mental reservation or evasion whatsoever; and further, that I will well and faithfully perform all the duties required of me by law, So help me God.

Allen A. Bradford.

Subscribed in my presence and sworn to before me this fifth day of July, A.D. Eighteen hundred and sixty-two.

In testimony whereof I have hereunto set my hand and affixed the seal of the Territory of Colorado the day and year aforesaid.

Seal

Saml. H. Elbert,
Secretary of Colorado Territory.

Executive Department Colorado Territory
Denver Oct 17th 1862.

Ordered:

That J. M. Clark, M.D. D. Ling M. D. and Nathan Coffin M.D. are hereby appointed a Board of Examiners for the purpose of passing upon the qualifications of applicants for appointments as Medical Officers of the Third Regiment Colorado Volunteers.

Saml. H. Elbert
Secretary and Acting Governor of
Colorado Territory.

Executive Department, Colorado Territory,
Denver Oct 21st 1862.

To Major Jas. A. Ford
Commanding at Camp Weld.

By order No 75, I have exclusive control of the 3d Regiment Colorado Volunteers, until "Organized and the muster Rolls completed."

The necessity for men for immediate service, upon which Genl. Blunts order of September 17th to Col Leavenworth was founded, no longer exists, and believing that it might materially interfere with the early organization of the Regiment, I must decline for the present putting them, subject to your orders, in compliance with Special order No 32, from Col J. A. Leavenworth.

Respectfully
Your Obdt Servt
Jas. A. Elbert
Secretary and Acting Governor
of Colorado Territory

Executive Department
Colorado Territory
Denver Oct 21st 1862.

Ordered:

That private A. B. Hall of the 3d Regiment Colorado Volunteers be, and is hereby appointed Acting Adjutant of said Regiment, and will perform all the duties of said Officer until an Adjutant for said Regiment be regularly appointed or this order rescinded.

Jas. A. Elbert
Secretary and Acting Governor of
Colorado Territory

Executive Department Colorado Territory
Denver Oct 22d 1862.

To A.13 Hall
Acting Adjutant
3d Regt Col. Vols

Sir:

Until further orders you will furnish from the men under your command, a detail of ten every night for the purpose of guarding the Commissary Stores under charge of Capt. S. H. Hart

Respectfully
Saml. H. Elbert
Secretary & Acting Governor of
Colorado Territory.

Executive Department Colorado Territory

To all whom these Presents shall come, Greeting:

Know ye, that I Saml H. Elbert Acting Governor of Colorado Territory, by virtue of the high power in me vested by the Organic act of said Territory, have granted and by these presents, grant my full and free pardon unto Jasper Wagner, convicted of the crime of larceny, and sentenced to six months imprisonment therefor, at the July term A.D. 1862, of the District Court, for the Second Judicial District, for said Territory of Colorado.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed, Done at Denver this twenty third day of October A.D. one thousand eight hundred and sixty two,

(Seal)

Saml H. Elbert
Secretary & Acting Governor of Colorado Territory.

Executive Department
Denver Oct 21st 1862

Capt S. H. Moore

Sir

Capt Smith has applied to me for a guide, on his expedition after a band of guerillas.

If there is any authority by which you can pay for such service, I hereby authorize Capt Smith to employ some suitable person.

Respectfully
Your obdt servt
Saml H. Elbert
Secretary & Acting Governor of
Colorado Territory

Executive Department Colorado Territory
Denver Oct 30th 1862.

To His Excellency
The Governor of New Mexico

Sir

Enclosed I send you copies of Examinations of certain persons, charged with horse stealing. The offense was committed in your Territory, and I hold them subject to your requisition

Respectfully
Your obdt servt
Saml H. Elbert
Secretary & Acting Governor of
Colorado Territory

98

To His Excellency The Governor of the
State of Wisconsin. United States of America;

It having been made appear to me by an Indictment found in the District Court of the United States for the First Judicial District of Colorado Territory - a copy of which is hereto appended - that one Copeland Townsend has committed the crime of embezzlement in this Territory, and it also appearing that he has fled to the State of Wisconsin. Now, therefore, I make this my requisition on you for the body of the said Copeland Townsend, that he may be placed in the custody of H. K. Hines, United States Deputy marshal or bearer and by him transported to this Territory, in order that he may be tried for said alleged crime, in accordance with the laws of the United States in such case made and provided.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this thirtieth day of October A.D. one thousand eight hundred and sixty two.

Seal

Jas. A. Gilbert
Secretary & Acting Governor of
Colorado Territory

Executive Department Colorado Territory
Denver Nov 4th 1862.

To the United States Marshal
& his Deputies

You will please take charge of Vincent Moore and J Leper, who have been arrested by the military authorities, as horse thieves, and Enemies to the Government of the United States, and keep them securely in separate cells until further orders.

Respectfully
Your Obdt Servt
Jas A. Gilbert
Secretary & Acting Governor of
Colorado Territory

To His Excellency the Governor of the
State of Illinois, United States of America.

It having been made appear to me by an indictment found in the District Courts of the United States, for the Third Judicial District of Colorado Territory, a copy of which is hereto appended, that one L. D. Hamilton has committed the crime of murder in this Territory, and it also appearing that he has fled to the State of Illinois. Now, therefore, I make this my requisition on you for the body of the said L. D. Hamilton, that he may be placed in the custody of the bearer, H. R. Hunt United States Deputy marshal, and by him transported to this Territory, in order that he may be tried for said alleged crime, in accordance with the laws of this Territory in such case made and provided.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this fifth day of November A.D. 1862.

Seal

Sam. H. Elbert
Secretary & Acting Governor of
Colorado Territory

Executive Department Col. Terry
Denver City Sept 10th 1862

Capt S. H. Morse
Asst Q. Master Vols.

Sir:

You will issue to Wm Larimer Jr Recruiting officer for 3d Regiment Colorado Volunteers such Clothing, Camp and garrison Equipage, as you have on hands and as he may require while recruiting in Col. Terry.

Very Respectfully
Yours &c.
Sam. H. Elbert
Secretary and Acting Governor of
Colorado Territory

Proclamation

Whereas it is the sacred duty of all men at all times to manifest gratitude to God for his manifold benefits; and

Whereas, custom has sanctioned the practice of annually setting apart one day for special thanksgiving; and

Whereas, the peculiar circumstances of the present render the observance especially appropriate since we have cause of gratitude not only on account of general health and prosperity; but for the preservation of our Government through imminent perils up to the present time; and for the well grounded hope, clearer far than all earthly prospects beside, that our great and glorious Union will yet survive all the assaults of the rebels: Therefore

I, John Evans, Governor of Colorado Territory, do set apart Thursday the 27th day of November instant, as a day of Thanksgiving to Almighty God: recommending that the people of the Territory do abstain from their usual avocations on that day and by appropriate Religious Services return their devout thanks to our Heavenly Father for his merciful and bountiful care over us: And at the same time, I would ask that earnest and devout prayers may ascend to Him from every heart for the President of the United States and all his counselors; and for the commanders and patriotic soldiers composing our armies; that they may speedily be enabled to overthrow the wicked rebellion waged against us, and fully and permanently to vindicate the majesty and power of the Government.

By the Governor
Sam A Elbert
Secretary of Colorado Territory.

John Evans

Done at Denver the 17th day of November A.D. 1862.

Executive Department Colorado Territory
Denver Nov 18th 1862.

Order No-1-

Lieutenant R. R. Harbour of 3d Regiment of Colorado Volunteers - as ranking officer - will take command of the recruits belonging to said Regiment now in Camp at Denver, Colorado Territory.

Jno Evans
Gov. Col. Ter.

Executive Department Col. Ter.
Denver Nov 19th 1862.

Special Order No-2-

Private A. B. Hall is hereby relieved from duty as Acting Adjutant of the 3d Regiment of Colorado Volunteers, and will report to Lieutenant Kingsbury for duty.

Private George Baldy is hereby assigned to duty as Acting Adjutant of the 3d Regiment of Colorado Volunteers, and will report to Lieutenant R. R. Harbour commanding, for duty

Jno Evans
Gov. Col. Ter.

Lt Lieut R. R. Harbour
3d Regiment Col. V. C.
Commanding.

Chicago Oct 29th 1862

Maj Genl. S. R. Curtis.
Comdg Dept of the Missouri.

Sir,

I have determined to mount the 1st. Regt. Colorado Volunteers.

If you can change the orders for arms and ammunition in any way to suit Col Chivington better than those directed to me, it may be well to do so.

Very Respectfully
Your obdt servt
Jno Evans
Gov. Col. Ter.

Executive Department
Colorado Territory.
Denver Nov. 13th 1862.

Col J. M. Leavenworth
Comdg 2nd Regt. Col. Vols.

Sir:

Please inform Capt. N. H. Backus and Capt D. L. Hardy mounted companies of your Regt. of the order for their transfer to the 1st Cavalry of Colorado, with the suggestion that, under former orders from the War Department for their being dismounted, they might remain in the 2nd. Regt. as dismounted companies if they preferred, and procure for me their reply at the earliest practicable moment.

Very Respectfully
Your obdt servt
Jno Evans
Gov. Col. Ter.

Votes cast for Delegate to Congress, in the several Counties of the Territory of Colorado, at the general election, held Oct 7th 1862.

	W. M. Bennet	Wm Gilpin	J. M. Francisco	Total vote
Arapahoe County	455	451	439	1348
Boulder "	122	42	34	198
Conejos "	255	4	81	340
Costilla "	193	124	350	667
Clear Creek "	133	143	64	340
Douglas "	32	71	11	114
El Paso "	7	52	32	91
Fremont "	22	21	30	73
Gilpin "	910	479	860	2249
Huerfano "	56	61	201	318
Jefferson "	99	82	62	243
Lake "	326	10	161	497
Larimer "	26	27	43	96
Park "	529	130	173	832
Summit "	259	173	46	478
Pueblo "	31	3	96	130
Weld "	82	40	59	181
Co A. 1st. Reg. Col. Vols.	9	70	2	81
" B. " " " "	1	64	2	67
" D. " " " "	25	34		59
" F. " " " "	13	34	4	51
" G. " " " "	13	54		67
" C. 2nd. " " "	1	52		53
" D. " " " "	3	30		33
" E. " " " "	21	1		22
" G. " " " "	27	29	1	57
" H. " " " "	3	14		17
" I. " " " "	1	17	1	19
" K. " " " "	1		2	3
	3655	2312	2754	8721
Bennets plurality over Francisco	901			
" " " Gilpin	1343			
Francisco's " " Gilpin			442	

Executive Department, Colorado Territory
Denver Nov. 28th 1862.

W. D. Pease Esq

Sir:

You are hereby notified that you are hereby appointed Sutler of the Third Regiment Colorado Volunteers, until such time as the Sutler may be elected by the regularly appointed Officers.

Respectfully
Jno. Evans
Governor of Colorado Territory.

Executive Department Colorado Territory
Denver Nov 29th 1862.

Maj James A Ford
2nd. Reg. Col. Vols.

Sir:

I have the pleasure of tendering you the appointment of Colonel of the 3d Regt Colorado Volunteers, now organizing for the service of the United States under my direction.

Your acceptance in writing will be expected upon the receipt of this

I have the honor to be, Very Respectfully
Your Obdt Servt
Jno Evans
Governor of Colorado Territory

Executive Department Colorado Territory
Denver Nov. 29th 1862.

Jesse L. Pritchard Esq
Central City C.T.

Sir

I have the pleasure of tendering you the appointment of Major of the 3d Regt Colorado Volunteers, now organizing for the service of the United States under my direction.

If you accept the place, please report at this office in person.

I have the honor to be, very respectfully,
Your Obdt Servt
Jno. Evans.
Governor of Colorado Territory.

To all whom it may concern:

Knowye, that I John Evans Governor of Colorado Territory, reposing special trust and confidence in Dwight N. Scoitn, have and do hereby appoint him County Commissioner for the County of Med in said Territory, to have and hold said office in place of J. N. Pinkerton until his successor shall be duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this twenty ninth day of November, A.D. one thousands eight hundred and sixty two.

Seal

Jno Evans

By the Governor
Sam. N. Elbert
Secretary of Colorado Territory

Executive Department Colorado Territory
Denver Dec 1st 1862

Col J. M. Chivington
Comdg District, Colorado,
Sir:

Please furnish John Pierce Contractor for surveying the Arapahoe and Cheyenne reservation, an escort to protect his party while engaged in said work, and you will promote the public service.

I have the honor to be, very respectfully
Your Obdt Servt
Jno Evans.
Gov. Col Ter. & Ex. officio Supt.
Indian Affairs.

Ex. Dept Col. Ter.
Denver Dec 1st 1862

Col J.M. Chivington
Comdg Dist. Col.

Please furnish an escort to the marshal of the Territory for the protection and guard of prisoners to be taken to Pueblo & attend Courts there, and promote the public service thereby.
I have the honor to be,
Your Obdt Servt
Jno Evans
Gov. Col. Ter

Ex Dept Col. Ter.
Dec 11th 1862, Denver.

Special Order
No- 3-

I. Lieut. Colonel S.S. Curtis 3d Regt. Colorado Volunteers having expressed a desire to join his Regt. will report to Lt. H. Ford. Col. 3d Regt Col. Vols for duty

II. Col J. H. Ford is hereby appointed Recruiting Commissioner for the 3d Col. Vols.

By order
Jno Evans
Gov. Col. Ter

Sam. H. Elbert
Sec. Col. Ter,

To the United States Chief Judge for the
District Court of the District of Columbia

United States of America

If having been made appear appear to me by
an Indictment found in the District Court of the
United States for the First Judicial District of Colorado Ter-
ritory - a copy of which is hereto appended - that one
Lopeland Townsend has committed the crime of murder -
element in this Territory, and it also appearing that
he has fled to the District of Columbia. Now there-
fore, I make this my requisition on you for the body
of the said Lopeland Townsend, that he may be
placed in the custody of N. R. Hunt, United States
Deputy Marshal and by him transported to this Ter-
ritory, in order that he may be tried for said al-
leged crime, in accordance with the laws of the United
States in such case made and provided

In testimony whereof I have hereunto set my
hand and caused the great seal of the Territory
of Colorado to be affixed. Done at Denver
this fifteenth day of December A.D. one
thousand eight hundred and sixty two,

Seal

Jno Evans
Gov. Col. Ter.

Executive Dept C.T.
Denver Dec 18th 1862

Lieut Colonel S.S. Curtis,
Commanding Camp Elbert

You are hereby directed
to move the recruits under your command to
Camp Weld and garrison the Prairie.

Jno Evans
Gov. Col, Ter.

Executive Department, Colorado Territory
December 24th 1862

Ordered:

That all persons in the Territory, collecting or receiving bounty or general subscriptions for the 2d Regt. Colorado Volunteers, are directed to deposit the same with Clark Gruber & Co., subject to my order, and notify me of the same,

N.B. The liberal subscriptions being made will secure a handsome fund which will be distributed to all recruits enlisting after the third day of December inst., upon their being mustered into the service.

The fund will be paid pro rata, to the number required to fill the regiment at the date above mentioned.

Jno Evans
Governor of Colorado Territory.

Executive Department Colorado Territory
Denver Dec 31st 1862.

Col J. M. Chivington
Comdg Dist of Colorado

Sir:

The letter of H. W. Vaile Esq, which you have referred to me concerning depredations on the stations, property and employees of Latham, Dicey & Co. Contractors for carrying the Santa Fe mail, by the Cheyenne Indians is before me.

In reply I have to say, if practicable you will please station such a force of cavalry as you may deem necessary in such position as to afford the desired protection to said mail line, its men and property hereafter.

Let the commander of these troops correspond with Capt S. G. Colley Agent, as I shall give directions to him in regard to the treatment of said Indians, and also, to hear complaints and evidence against them for damages done,

I have the honor to be,
Your obt. servt
Jno Evans
Governor of Colorado Territory

Executive Department Colorado Territory
Denver Jan. 5th 1863.

Private Geo. B. Scidmore is hereby authorized to recruit for the 2d Regiment Colorado Volunteers, in Weld, Boulder, Jefferson and Gilpin Counties

Jno Evans
Governor of Colorado Territory

Executive Department Colorado Territory
Denver, Jan. 5th 1863.

To all whom it may concern,

Know ye, that I John Evans, Governor of Colorado Territory, reposing special trust and confidence in S. D. Breece, have and do hereby appoint him a County Commissioner for the County of Lake in said Territory - in place of A. S. Weston, resigned - to have and hold said office, until his successor shall be duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this 5th day of January A.D. one thousand eight hundred and Sixty three

(Seal)

Jno Evans
Governor of Colorado Territory

Executive Department, Colorado Territory
Denver Jany 7th 1863.

Ordered:-

That all recruiting commissioners of the Third Regiment Colorado Volunteers, report to this office as soon as they shall have a minimum companies recruited & recruited, that said companies may be at once mustered into the service of the United States (for which orders have been received from Washington) Also, that said commissioners report the number of men that each may have enlisted, on or before the 20th inst, as it is intended that the Regiment shall march for the seat of War on that day.

Jno Evans

By the Governor
Elbert D. Duke for the Secretary

Executive Department, Colorado Territory
Denver Jan 8th 1863.

To all whom it may concern:

Know ye, That I John Evans, Governor of Colorado Territory, reposing special trust and confidence in Jno. W. Brown and Charles Autobis, have and do hereby appoint them County Commissioners for the County of Huerfano in said Territory, to have and to hold said office until their successors are duly Elected and qualified

In testimony I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this Eighth day of January A.D. one thousand Eight hundred and sixty three.

(Seal)

Jno. Evans
Governor of Colorado Territory

Executive Department, Colorado Territory
Denver Jan 8th 1863.

Ordered:-

That the Assessor of each County in this Territory who has not already made return of the enrollment of the militia, as provided by law is hereby requested to make such return as soon as practicable and to notify me at once when it may be expected.

I am confident that no County in this Territory desires to lay under the imputation of neglecting or declining to bear its part in the general defence, and trust that if Assessors fail to do their duty, the people will apply some remedy.

As the law makes it my duty to organize the militia, and the returns above referred to are necessary for the purpose, the propriety of this request will be manifest.

By the Gov. & Commander-in-chief of the Militia of Colorado Territory
D. H. Moffat Jr
Adjutant General,

Jno. Evans.

Executive Department Colorado Territory
Denver Jan, 13th 1863.

Col J. M. Chivington
Comdg Dist. Colorado.

Sir.

You will please muster the Adjutant Lt Gov. E. Baldey; Quartermaster, Lt. J. S. Cook; Surgeon, Lewis L. Pollock; 1st Apt. Surgeon, D. M. Vance; 2nd Apt. Surgeon, S. B. Thompson, and Capt. Harbours Co. (A) of the 2d Regt. Col. Vols. at as early a day as convenient; and on the next day, or as soon after as practicable, 1st Lt. Uriah R. Holloway of said regt. with a part of his Co. being over 40 privates; and the next day thereafter, Capt. & Lt. Kingsburys Co. (B) of said regiment, into the service of the United States, and oblige

Yours obt servt
Jno. Evans.
Governor of Colorado Territory

Executive Department, Col. Ter,
Denver Jan. 17th 1863.

To all whom it may concern:

Know ye, that I John Evans Governor of Colorado Territory, reposing special trust and confidence in L. Higley, have and do hereby appoint him a County Commissioner of Douglas County, in said Territory - in place of Mr Webber declined - to have and to hold said office until his successor is duly elected and qualified.

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed. Done at Denver this 17th day of Jan, A.D. 1863.

(Seal)

John Evans
Governor of Colorado Territory

Executive Department Colorado Territory.
Denver January 17th 1863.

Ordered:

That the following appointments and promotions be made in the 1st Cavalry Regiment of Colorado, Viz:

Captain Jacob Downing to be Second Major of said Regiment to date from and after the 1st of Nov, 1862.

Captain Scott J. Anthony to be Third Major of said Regiment to date from the 1st day of Nov, 1862.

First Lieut Isaac Gray to be Captain of Co. "C" vice Captain Anthony promoted, to date from Nov, 1st 1862.

First Lieut Peter J. Boursteel, to be Captain of Co. "D" vice Capt. Downing promoted, to date from Nov. 2d 1862.

First Lieut Joseph C. Davidson to be Captain of Co. "B" vice Capt. Chaunberg discharged on account of disability, to date from Nov, 10th 1862

Second Lieut Geo. L. Shoup to be First Lieut and Regimental Commissary, to date from Nov, 1st 1862.

Second Lieut Chauncy M. Canitt to be First Lieut vice Lieut Gray promoted, to date from Nov 2nd 1862.

Second Lieut Geo. M. Hawkins to be First Lieut vice Lieut Boursteel promoted, to date from Nov. 3d 1862.

Second Lieut Wm. P. Howe to be First Lieut vice Lieut McDonald resigned, to date from Nov, 4th 1862.

Second Lieut Geo. M. Stillwell to be First Lieut and Adjutant, vice Lieut Davidson promoted, to date from Nov. 10th 1862

Second Lieut Samuel A. Crane to be First Lieut vice Lieut Dawson deceased, to date from Nov. 1st 1862,

Sergeant Major Geo. O. Stinkell, to be Second Lieut vice Lieut Gissell promoted, to date from Nov. 2nd 1862,

Sergeant Geo. A. Shore to be Second Lieut vice Lieut Hawkins promoted to date from Nov. 3d 1862,

Sergeant John Aster to be Second Lieut vice Lieut Rowe promoted. to date from Nov. 4th 1862.

John Murphy of Co. "A" to be Second Lieut vice Lieut Shoup promoted, to date from Nov. 5th 1862,

Sergeant Charles E. Phillips to be Second Lieut vice Lieut Stilwell promoted, to date from Nov. 14th 1862

Sergeant Henry L. Rockwell to be Second Lieut vice Lieut Crane promoted, to date from Nov. 11th 1862.

John Evans
Governor of Colorado Territory

Executive Department Colorado Territory
Denver Jan 26th 1863

Col J. M. Chivington
Comdg Dist. of Colorado

Sir;

I am officially informed that Capt Ed. W. Wynkoop Co. "D" of the 2d Regt. Col. Vols. is full to the minimum number, and respectfully ask that they may be mustered into the service of the United States at your earliest convenience.

I am, Your Ob't Serv't
Jno. Evans
Governor of Colorado Territory

Executive Department Colorado Territory
Denver Feb 3d 1862

Ordered:—

Collectors appointed by the peoples meetings at Central City and Denver will collect subscriptions to the bounty fund for the 3d Regiment at once, as a large part of the same is due recruits and should be paid them at once. If committees cannot devote the time they may each employ a good, responsible man for the purpose.

Jno Evans
Governor of Colorado Territory.

Executive Department. Col. Ter
Denver Feb 25th 1862

Brig Genl. J. M. Schivington
Comdg Dist Colorado

Sir.

You will please muster Galen G. Norton Company "D" 3 Regt Colorado Volunteers into the service of the United States at your earliest convenience as his company is reported full to the minimum.

Respectfully your obt servt,
Jno Evans
Gov. Col. Ter,

Executive Department, Colorado Territory
Denver March 2d 1862,

Ordered;

That Lieut Pierce with recruits enough to fill Capt Moses' company to the minimum number be transferred from Capt Wanless' company, preparatory to mustering into the service of the United States

Jno Evans
Gov. Col. Ter.

Executive Dept. Colorado Territory
Denver March 3rd 1863.

Brig Genl J. Mulchinington
Com'dg Dist. of Colorado

Sir.

You will please muster Capt. Thomas Moses' company "E" 3rd Regt Colorado Volunteers into the service of the United States at your earliest convenience as his company is reported full to the minimum.

Very Respectfully
Your obed't Serv't
Jno Evans
Governor Colorado Territory

Executive Department Colorado Territory
Denver March 3rd 1863.

In the absence of any better authority I have been requested to direct in this matter. Therefore,

Ordered;

That Dr. T. H. Judd and Adjt. Genl D. H. Moffat, Treasurers appointed by the meetings at Central City and Denver to receive the 3rd Regt. bounty funds as collected, make out an apportionment of the same to the number of recruits necessary to fill said regiment to its minimum on the 3rd of December last. They will pay the distributive share to those who have enlisted and been mustered since that date,

Should the regiment not be filled by volunteers, the balance left on hand will be returned to subscribers by said Treasurers pro rata according to the amount subscribed, All funds in my hands for this purpose are this day passed over to Genl Moffat in pursuance of the provisions of this order. It is hoped that no one will decline to pay his subscription as recruits have enlisted on the faith of its payment.

Jno. Evans
Gov. Col. Ter

Executive Department Col. Ter.
Denver March 23rd 1863.

Genl. A. Butte Esq.

Dear Sir,

I have this day received your note and in pursuance of your request I have this day made a requisition on the Commander of this District for troops to be sent to the Arkansas in the vicinity of the scene of the outrages you refer to; as also to the settlements on the Huerfano and Purgatoire.

I have also assurance that a force under Capt. Backus, now on their march through your part of the country, en route to Denver, shall be ordered to afford you the necessary assistance and protection.

I have the honor to be very respectfully Your Obt. Servt.
Jno. Evans,
Gov. Col. Ter.

Executive Department Colorado Territory
Denver March 23rd 1863.

Genl. J. M. Chivington
Comdg. Dist. Colorado.

Dear Sir.

I have information of the presence of Guerilla Bands on the Arkansas River near Cannon City murdering and robbing citizens, and also of a collection of desperate characters who prowl around the settlements on the Huerfano and Purgatoire Rivers.

Will you send a sufficient force of troops to each of these settlements to preserve the peace and aid in the proper enforcement of the laws should resistance to process occur, and thus serve your country

Very respectfully
Your Obt. Servt.
Jno. Evans
Gov. Col. Ter.

Executive Department. Col. Ter.
Denver, March 30th 63

Col J. M. Chivington
Comdg. Dist. Colorado.

Sir:

I am informed by different parties that the Indians are committing extensive depredations on the settlers near the mouth of the Cache A La Poudre.

If possible I hope a force will be sent there to afford protection

I have the honor to be your
Obt. Sevt.
Jno. Evans,
Gov. Col. Ter.

Ex. Dept. Colorado Territory
Denver April 18th 1863.

Ordered:-

That Col. J. M. Ford 3rd Regiment Colorado Volunteers proceed to Leavenworth Kansas to confer with Gen. J. M. Dave; Recruiting Commissioner, as to the best mode of filling up said Regiment.

Maj. J. L. Pritchard will relieve Col. Ford in command of recruits in this Territory.

Gov Evans.
Ex. Col. Ter.

Arms issued to the Colorado Vol. Militia by Lieut. J. C. Anderson, A. A. D. M. at Denver, by order of the Governo

Jan. 27th	1863	to Capt. Aiken, "Boulder Mounted Rifles"	54	Garabaldi Rifles.
Feb. 12	"	" " Wm. Miller for "Elbert Guards"	Elbert Co.	" " "
April 29	"	" " Capt. J. B. Stansell for "Buckskin Boys"	Park "	31 Minnie "
"	"	" " C. A. Hatch for "Montgomery Home Guards"	"	" " " "
"	"	" " Lieut. Cook " Empire Guards	Gilpin "	26 Garabaldi "

Executive Department C. T.
Denver May 25th 1863.

Ordered -

That W. C. M. Jones be permitted to join a Company of Volunteer Militia being recruited in Central City by Geo. E. Wilson Esq. and that his enlistment therein shall transfer him from the Governs Guards of Denver City to said Company -

(Signed) John Evans
Gov. Col. Ter.

Executive Department C. T.
Denver June 11th 1863.

Ordered -

That Sergeant John E. Hill of Company "K" 1st Cavalry of Colorado be 2nd Lieut. in place of Lieut. Haskill resigned

(Signed) John Evans
Gov. Col. Ter.

Executive Department C. T.
Denver July 13th 1863.

Ordered

That 25 men from Lieut. C. C. Post
" 24 " " " J. Castles
" 21 " " " C. F. Holly
" 10 " " " L. Bailey

Be mustered in as Co. "F" 3rd Reg't Col. Vols with Charles F. Holly as Captain, David Wright 1st Lieutenant & A. L. Gooding 2nd Lieutenant

(Signed) John Evans
Gov. C. T.

Executive Department C.T.
Denver July 14th 1863.

Ordered:- That John C. Anderson be Captain of Company "C" 1st Cavalry of Colorado Vice Capt. Wm T. Wilder resigned. To date from July 3rd 1863

That 2nd Lieut. Henry L. Rockwell of the 1st Cavalry of Colorado be 1st Lieut. in said Regiment Vice John C. Anderson promoted. To date from July 3rd 1863.

That Sergeant Stephen G. Masonin of Company "L" 1st Cavalry of Colorado be 2nd Lieut. in said Regiment Vice Henry L. Rockwell promoted. To date from July 3rd 1863.

John Evans. Gov. C. T.

Executive Department Col. Ter.
Denver, July 21st 1863.

Ordered:

That Abial W. Cushman & Alfred Cushman be permitted to join the "Evans Guard" Co "C" C. V. Mo. Cav. under command of Capt. A. J. Pennock & that their enlistment therein shall transfer them from Co. "B". Boulder County Mounted Rifles" to said Company

Gov. Col. Ter.

Executive Department Colo
Denver July. 21st 1863.

Capt. Thomas A. Aiken.
Boulder Co. Mounted Rifles

Sir — You will please deliver to Capt. A. J. Pennock of Cav. Co. "C." C. V. Mo. Two Hundred rounds of Ammunition for "Garibaldi Rifles" taking this receipt for the same.

Yours truly —

Gov. Col Ter

Executive Department C. T.
Denver August 7th 1863.

To Col. J. M. Chivington.
1st Cav. of Colorado.

Sir.— Having been notified by the Adjutant General of the United States Army that your regiment is below the minimum, I have to request that you procure the detail of a Recruiting Party for an office each in Arapahoe & Gilpin Counties in this Territory for the purpose of filling up your ranks.

Very Respectfully
Your Obt. Servt.

Governor of Colorado Territory

Executive Department C. T.
Denver August 22nd 1863.

Ordered:

That Lieut. Allen with the men composing one half of Company "G" 3rd Regiment Colorado Volunteers present themselves to the Acting Commissary of Musters for the District of Colorado at ten o'clock A. M. August 23rd inst. for muster into the service of the United States.

Gov. Col. Ter.

I Stephen S. Harding Chief Justice of the Territory of Colorado do Solemnly Swear, that I have never voluntarily borne arms against the United States since I have been a citizen thereof; that I have voluntarily given no aid, countenance, counsel, or encouragement to persons engaged in armed hostility thereto; that I have neither sought nor accepted nor attempted to exercise the functions of any office whatever under any authority or pretended authority in hostility to the United States; that I have not yielded a voluntary support to any pretended ~~authority~~ government, authority power or constitution, within the United States, hostile or inimical thereto. And I do further swear (or affirm) that, to the best of my knowledge & ability, I will support & defend the Constitution of the United States against all enemies, foreign & domestic; that I will be true & allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well & faithfully discharge the duties of the office on which I am about to enter: So help me God.

Stephen S. Harding

Sworn & subscribed before me this 17th day of October A.D. 1863.

Wm. M. Ellbert
Secretary of Colorado Territory.

Executive Department
Colorado Territory
Oct 12th A.D. 1863

To The Honorable
The Speaker of the House of Representatives

I John Evans Governor of The Territory of Colorado do hereby Certify that the Hon H.P. Bennet was duly elected Delgate from the Territory of Colorado to the 38th Congress of the United States at a General Election held in said Territory October 7th A.D. 1862

In testimony whereof I have hereunto set my hand and affixed the great seal of The Territory of Colorado

Done at Denver This 12th day of October A.D. One thousand Eight Hundred and Sixty Three

Seal

Governor of Colorado Territory

E. Dept C.T.
Denver Oct 23rd 1863

Col J. M Chivington
Comy Dist Col
Sir

It having been represented to me that there is danger of the escape from jail of one Van Horn Confined in the jail of Gilpin Co on a charge of murder. Also that there is danger of violence being Committed for the purpose of his rescue from the hands of the Sheriff You are respectfully requested to place such military force as the emergency may require to maintain the majesty of the law

Respectfully Your Obt Servt

Gov C.T.

Head Quarters, Department of the Missouri
St Louis Mo Oct 7th 1863.

Special Orders
No 278

1. In accordance with authority received from the General in Chief the 2d and 3d Regiments of Colorado Vol Infty will be Consolidated into a single Regiment and Changed into Cavalry to be known as the 2d Colorado Vol Cavalry

The details of the Consolidation will be ordered hereafter.

That portion of the Second Regiments at present in the District of the Frontier will move without delay to Springfield Mo. as ordered by Telegraph to Major General Blunt on the 28th September 1863.

All Companies and unassigned recruits of the 2d and 3d Regiments now in the District of Colorado and all officers and enlisted men on recruiting service will repair delay to Kansas City Mo where they will receive further orders.

The Regiment will be armed and supplied with Cavalry arms without unnecessary delay

By Command of Major General Schofield

W D Greene
Assistant Adjutant General

A A G Colorado

Executive Department
Colorado Territory
Denver Oct 28th 1863

Ordered

That all recruits of the late 2nd & 3rd Regiments of Colorado Volunteers immediately report to Major Jesse L Pritchard and proceed with his Command to Kansas City Mo. for Muster into the 2nd Regt of Colorado Volunteer Cavalry now being Organized under orders from Dept Head Quarters

Gov C. S.

A Proclamation Of A Day of Thanksgiving

By the Governor

Whereas Gratitude is one of the noblest and purest emotions of the human heart, and should be studied by Nations and communities, as well as individuals, to God, & for all of His benefits — for He is no less the King of Kings and Lord of Lords than the Creator and Preserver of all men.

And Whereas, The public observance of days of Thanksgiving is a means of cultivating gratitude and a beautiful manifestation of the purity of the popular heart.

And Whereas, We, as a people, have the most abundant cause of thankfulness.

Now, Therefore, I call upon all of the people of Colorado Territory to observe the

Twenty-Sixth Day of November, next,

As a day of Thanksgiving and Praise to Almighty God, in accordance with the proclamation of the President of the United States.

Let us, with one accord, lay aside our usual avocations on that day, and in prayer and songs of praise thank Him for the unnumbered blessings that have crowned the year.

Let us be thankful that the Lord God Omnipotent reigneth, and that righteousness and judgment are the habitation of His throne.

Let us be thankful that He upholds and sustains the wise and beneficent Government of our Fathers by [illegible]

Courageous people; and that the eternal principles of Truth, Justice and Liberty still hold their place in the national heart.

Let us thank Him the God of Battles, for the glorious victories that have crowned our National Arms over the unholy war waged against us.

Let us be thankful that the Councils of the enemy are being confounded, and that their wicked machinations are made to recoil upon their own heads.

While desolation has come to many a hearth stone, and deep sorrow has pierced the Soul because of the brave dead; let us be thankful to God that He pours the balm of consolation in the hope that they who fall in our righteous cause are taken to their glorious reward on high.

Let us be thankful for the happiness and prosperity that pervades the loyal portions of our Country, and especially that our own domestic avocations have been prospered during the year: that our mines have continued to yield more and more abundantly their golden treasures: that agriculture has liberally rewarded the hand of toil: that our flocks and herds have been so largely increased, and that the legitimate Channels of Commerce have flowed freely and brought a certain and liberal return.

And let us pray God to Continue to smile upon us: that He will guide our rulers in wisdom — protect and energize our gallant soldiers on the field of battle, and if any fall that they may fall into the arms of the Redeemer.

Let us pray for the speedy submission of every rebel to the rightful authority of the Government, and that the white winged messenger of Peace may again perch upon our banners, as they wave in triumph from sea to sea and from shore to shore

Done at the Executive Rooms in Denver, this twenty-eighth day of October A.D. 1865

By the Governor

Lee Col. Sec

Ex. Dept Col Ter
Denver Oct 28th 1863.

Ordered

That all recruits of the late 2d & 3d Regiments of Colorado Volunteers immediately report to Major Jesse L. Pritchard, and proceed with his command to Kansas City, Mo. for muster into the 2nd Regiment of Colorado Volunteer Cavalry now being organized under orders from Department Headquarters

Gov & J.

Executive Department Colorado Territory
Denver Nov. 11th 1863.

Ordered. That all Militia Companies organized under the militia law of Colorado Territory, drill once a month as required by law, and as much oftener as may be necessary to perfect themselves in the tactics of the particular arm of the service to which they belong, at once:

That the officers and men and all good citizens use their best endeavors to fill said Companies up to their maximum Numbers.

And also to organize new Companies according to law.

Arms and accoutrements will be distributed so as to fully equip the militia as fast as their enlistment is properly reported, and ammunition will be distributed

By order of Governor Jno. Evans, Commander in Chief of Militia

Adj. Gen

Executive Department
Colorado Territory

To the Sheriff of Park County
Colorado Territory — Greeting

The Hon Lewis Jones Councilman elect from the County of Park having sent in his resignation to this Department as a member of the Legislative Assembly of the Territory of Colorado —

You are hereby instructed and empowered to cause without delay a special election to be held in the said County of Park, to fill the vacancy so caused by the resignation of the said Lewis Jones in accordance with the provisions of "An Act to provide for vacancies in the Legislature" approved Nov 6" 1861" —

In testimony whereof I have hereunto set my hand and caused the Great Seal of Colorado Territory to be affixed.

Seal

Done at the City of Denver this fourth day of January AD 1864.

Secty & Acting Governor of
Colorado Territory

To His Excy.
The Governor of the State of United States of America.

It having been made to appear to me by an indictment found in the District Court of the United States for the Third Judicial District of Colorado Territory, A copy of which is hereto Appended. That one Albert H. Percaw has committed the Crime of Murder in this Territory; And it also Appearing that he has fled to the State of ; Now therefore I make this my requisition on You for the body of the said Albert H. Percaw that he may be placed in the Custody of the bearer A. Cameron Hunt, United States Marshal, And by him transported to this Territory, in order that he may be tried for said Alleged Crime in Accordance with the laws of this Territory in such Case made and provided

Seal

In testimony whereof I have

the Great Seal of Colorado Territory
to be Affixed ...

Done at Denver this fifth day of February A.D. One thousand Eight hundred and Sixty four

To his Excellency
The Governor of the State of
United States of America

It having been made to Appear to me by an indictment found in the District Court of the United States for the Second Judicial District of Colorado Territory, a Copy of which is hereto Appended, that one George N. Harrison has committed the Crime of Wilful murder in this Territory, And it also appearing that he has fled to the State of

Now therefore, I make this my requisition on You for the body of the said George N. Harrison, that he may be placed in the custody of the bearer, A. Cameron Hunt- United States Marshal, And by him transported to this Territory, in order that he may be tried for said Alleged Crime, in accordance with the laws of this Territory in such cases made and provided.

Seal

In testimony whereof I have hereto set my hand and caused the Great Seal of Colorado Territory to be affixed.

Done at Denver City this 6th day of February A.D. One thousand eight hundred and Sixty four.

To His Excellency
The Governor of the State of
United States of America.

It having been made to appear to me by an indictment found in the District Court of the United States for the Second Judicial District of Colorado Territory, a copy of which is hereto appended, that one Edward La Valle has committed the crime of Wilful Murder in this Territory and it also appearing that he has fled to the State of

Now therefore I make this my requisition on You for the body of the said Edward La Valle, that he may be placed in the custody of the bearer A. Cameron Hunt, United States Marshal, And by him transported to this Territory, in order that he may be tried for said Alleged Crime in accordance with the laws of this Territory in such cases made and provided

In testimony whereof I have hereunto set my hand, and caused the Great Seal of Colorado Territory to be affixed.

Seal

Done at Denver this fifth day of February A. D. One Thousand Eight Hundred and Sixty four

Governor's Message.

Delivered to the Legislative Assembly of Colorado in Joint Session at Golden City Thursday Feb. 3. 1864.

Gentlemen of Legislative Assembly of Colorado:—

It is an occasion of profound gratitude to God that we are permitted to enter upon the duties of the Third Annual Session of your Honorable body under such favorable auspices as those that surround us to-day. — Since your last Meeting our National armies have gained the vantage ground on the Rebellion, & the powers of integrity of our Great Govt has been maintained. Domestic peace throughout our Territorial limits has been preserved: General good health has prevailed: Our Mines have produced more & more abundantly: Our agriculture has given certain yield & profitable returns: Trade & Commerce have been prospered, & in fact the general tide of our Prosperity has continued to swell with a steadily increasing rapidity & a regularly accumulating volume.

Territorial Finances. —

The financial condition of the territory is shown by the the report of the Territorial Auditor & Treasurer herewith submitted, showing our Territory free from Public debt. Must be very gratifying to every citizen of Colorado. — With the continuance of that strict economy in regard to public expenditures, which has restored the Territorial Credit to soundness, & a careful adjustment of the powers of revenue to the necessary demands of an economical administration, it is hoped that the credit of the Treasury may never be allowed to again depreciate: the best economy being found in maintaining a sound credit under all circumstances.

The inauguration of a government upon economical principles has a higher virtue than the simple diminution of the burdens imposed upon the people for its support. In a certain extent economy & integrity in public expenditures have come to be associated together as parts of the idea of a good government. And as precedents are powerful in their influence upon the management of the affairs of State, it is no small source of congratulation to the future of Colorado, that at the earl[illegible] in her financial

have been reduced to a compact & safe system of economical administration.—

The recommendations of the Auditor with a view to harmonizing the different parts of the revenue law are commended to your careful consideration.

Public Schools.—

For the condition of the "Public Schools" of the Territory I respectfully refer to the accompanying report of the Superintendent. It is very desirable that they should be early founded upon a firm basis, a broad & liberal system of Public instruction that shall meet the just demand of every citizen who's child is to be educated & that shall at the same time provide for the education of every youth in the Territory. As an enlightened people form the only firm basis for a permanent, liberal government, it is eminently proper & necessary for such a government to provide for Popular Education. And as the basis for carrying on "Public Schools" without irregularity or imposing onerous burdens, is to be found in a liberal School fund, it is hoped that your special & earnest attention may be directed to the means of securing such a one as the People of the great Permanent State, that will soon supplant our present temporary government. As the usual grant of School lands by the General Government will be comparatively valueless for such a purpose in Colorado, it is important that the means of supplying the deficiency should be secured at an early day. To meet the indication the last Session of Your Honorable Body enacted a law providing for the location of one claim on each quartz lode that might be discovered after its passage, for the purpose of creating a School fund.

The wisdom of such a measure if properly carried out securing as it will such large Public benefits, without making any demand or tax upon any of our worthy citizen is not apparent to need any comment at the time. But to render this law permanently effective & to secure to the Territory absolute title to such claims it will require the sanction of Congress. I would therefore respectfully suggest the propriety of your Memorializing Congress for an approval & confirmation of its provisions.

As to the operation of the School law & the amendments made to same it has

perfect ed respectfully call your attentions to the suggestions of the Superintendent upon these points.

Territorial Cabinet & Library

The condition of the Territorial Library & Cabinet will be found fully represented in the report of the Librarian herewith submitted.
The importance of securing a collection of Geological & Mineralogical Specimens that shall fully represent the Mineral Characteristics of our Country is plain.
Such a collection would be the means of giving to the scientific enquirer a knowledge of the Country, in a day that might otherwise take Months to acquire.
Whatever may be deemed necessary to facilitate the rapid Collection of such a cabinet is respectfully commended to Your consideration.

Militia

The report of the Adjutant General when prepared will give a full Statement of the Militia. Its organization under the laws of the last Session has been carried forward as rapidly as has been found practicable. Eight Companies in different parts of the Territory have been organized armed & equipped which have rendered efficient service in maintaining the laws & by giving a confidence of security to the remote settlements. An adequate supply of arms & Ammunition are provided for the further extension of its organization, & to meet any Emergency that may arise.
Our remoteness from the centres of Military operation in the States, would render the Ready arrival of additional Troops from the Army of the United States impracticable. In case of Indian hostilities & troops are demanded for Reinforcements would necessarily be upon the Militia whose Rations to respond to such a call & Your Excellency cannot be doubted. Measures have been taken to secure from Washington all necessary authority as authorizes the employment of an Emergency, should it arise.
Any legislation that may tend to perfect & Organization the organization of our Militia will be of great benefit to the Territory & will also add to the Military Strength of the Nation.
I therefore commend the subject to your careful consideration.

Soldiers' Vote.

The Soldiers sent to the army of the United States by Colorado, have won a high reputation for gallantry, bravery & undaunted courage on the field of battle. Having honored the citizens from whom they went forth, our People justly regard them with sentiments of gratitude & pride. If they as citizens more worthy of the rights & privileges of our government than another, it is certainly that one who has forsaken home & comforts, to go forth in the face of privation & danger to save & defend that government.
We therefore earnestly recommend that you make plain & definite provisions, whereby our brave Soldiers vote at home & in the field, may vote at all our elections, in the future both for territorial & county officers.

Indian Affairs.

A treaty with the Tabeguache band of Utah Indians was made on the 7th of October last, by which was ratified the Indian title to all the settled portions of the mountains of Colorado & most of the San Luis Valley will be extinguished & the right to mine in any part of the country of said Indians not included in the said cession is granted to the people with perpetual covenants of peace & friendship.
It is hoped that all questions affecting the Indian title to such parts of the Territory as are susceptible of settlement & will be definitely & permanently settled at an early day.

General Incorporation Law.

The "General Incorporation Law" of last session is thought to be defective in some of its features & to be limited in its scope not directly providing even for the most important interests of the country, in the organization of Companies for the purpose of Mining.—
A good special legislation & to afford equal privileges & protection to all it is recommended that the provisions of the law be extended to include all lawful pursuits & that its defects in so far as they may have been ascertained be obviated.
There may be particular instances where special privileges may be necessary to secure the means to accomplish important public improvements.

& Such cases will be found to be rare & grants should be made with great caution, for the great mental principle & Cardinal doctrine of our political system, "Equal rights & privileges to all" remains the same upon which must be based all correct legislation.
I cannot therefore be too earnest in my recommendation that each of our legislative acts may be carefully tested by the standard of its popular benefits, equality of rights & exactness of justice.

Mining Interests.

The improvement in the modes of losing gold from the ores of our mines that have been made during the last year have given a new impulse to our mining operations. By this new process ore that paid but $30.00 pr ton by the old process are readily made to yield $100.00 pr ton while many varieties produce much more largely & thus without greatly increasing the expenses. It may fairly be estimated therefore that most of our mines have been quadrupled in their value during the past year by the improvements made the process of losing gold.

Prospecting has been carried on successfully during the past year, some of the richest mines in the country have been discovered & opened within that period. & from the attention that is being directed to the subject we have reason to expect the results of prospecting in our Territory the coming year will be of the most important character.
That there are yet undiscovered within Colorado some of most rich & extensive mines is a general belief founded upon the similarity of such districts of unprospected & almost unexplored country, to those regions that are now the most productive of the precious metals.
The quartz gold mines of Colorado already tested are found to be in better defined ledges, occuring more closely together extending over a wider district of country, surrounded by better facilities for working & yield much richer ores than have been found in any other country in the world. —
These facts are becoming known to Capitalists & we may expect a very large increase in the machinery & appliances devoted directed to the development of mines during the coming year. Mining is the most important

interest of the Territory. Any legislation therefore, that may be calculated to foster & protect it, to encourage & its more rapid development, or to render more secure the rights & privileges of miners shall receive my hearty approval & have my earnest co-operation in carrying it into execution.

Agriculture.

While the mining interests of Colorado are of the greatest importance & promise, her agriculture offers no strong inducements to enterprise & labor.

It is estimated that not over one half of the supplies of provisions for the Territory are yet produced from our own soil & the increase in our population will probably maintain this relation between supply & demand for years to come.

The arable lands of Colorado, except for purposes of grazing are limited exactly by the quantity of water that may be found applicable to the purposes of irrigation, for all the lands of the Territory are found to be fertile & highly productive when irrigated.

The numerous streams coming down from the Mountains to the Plains, have their flood tide from the melting snows, at the period of the year when irrigation is most demanded, for the production of crops, which will increase the amount of arable lands of the Territory beyond what has been generally estimated.

The extent of fertile uplands susceptible of irrigation at a small expense, lying open to pre-emption, with Widest of settled portions of the Territory, offer inducements to parties to Combine, under the general law for irrigation & improve them. — No better field for successful enterprise is open within my knowledge.

In all parts of the Territory there are opportunities for such Colonies to pre-empt or settle under the "Homestead Law", thousands of acres of lands, that are with the slight expense of improvements more valuable than any farming lands in the Western States. This is proved by the profitable character of our agriculture.

To illustrate I will draw a comparison between the profits of farming in Illinois & Colorado.

One man will attend by his own labor in Colorado ten acres of corn & fifteen of wheat which at the average [illegible] the County

Crew settled & that ruling the present year would yield as follows. Viz:

10 acres corn, 40 bushels pr acre — 400 b. @ $3.00		1200.00
15 " wheat 30 " " " " 450 @ $3.00		1350.00
Corn fodder from 10 acres @ $10.00 pr. acre		100.00
Wheat straw from 15 acres — 20 tons @ $10.00		200.00
Total		$2850.00

In Illinois one man will cultivate 30 acres of corn & 15 of wheat which at the general average of crops & prices would yield as follows, viz:

30 acres Corn 50 bus. pr acre 1800 bus. @ 20 cts		360.00
15 " Wheat 15 " " " 225 " 75 "		168.75
Straw & fodder (estimated)		100.00
Total		$628.75
Profit in Colorado over that in Illinois		
On the annual labor of one man —		$2221.25

All other products of the farm yield as liberal in Colorado as those above cited.

Ten acres in Colorado will produce as large a return for its cultivation as 160 acres in Iowa or Illinois when you have deducted the additional expense of production & Marketing in the latter case. —

According to these figures ten acres of land properly irrigated in Colorado are actually worth more than 160 acres under cultivation in Iowa or Illinois.

And this must continue to be the case so long as the consumption exceeds the production or until some cheaper mode of transportation across the plains is provided.

The pastoral agriculture of the Territory has greatly increased in the rapidity & extent of its development during the past year, & its great profits will maintain this increase for years to come. —

Any legislation that may have a tendency to increase the attention paid to agriculture in the Territory whereby the price of living may be cheapened will have a tendency to encourage the mining interest & foster the general prosperity.

Emigration.

The great impediment to the more rapid development & greater prosperity of these interests is found in the scarcity of capital & labor. The fact that such rich mines lie dormant when they might be made to pay enormous profits on capital invested in this development — & that such opportunities for profitable farming are left idle while thousands toil from year to year for a bare subsistence, call for an effort on your part to diffuse information in this behalf.

Of reliable lines of transportation from N. York & New Orleans by Emigrant Cars, Steamboats & trains on the Plains were established which might be done without much expense by securing the co-operation of existing companies & emigrants could be assured of the ease required in moving to Colorado from those great centres of emigration. I feel confident that a very large tide of capital & labor might be directed to our territory. I would therefore recommend such legislation as you may deem necessary to secure this result.

Pacific Rail Road. —

The great National enterprise of connecting the Atlantic with the Pacific States by R.R. across the Continent, seems likely to be commenced at an early day; & for the good of our common Country it is to be hoped that its completion will soon afford the means of our intimate fraternal intercourse, active commercial relations & proper Military protection & defence between these remote parts of our Country to bind them together with indissoluble bands. Occupying an intermediate point between the settlements of the Eastern & Pacific States, & an important position on what is believed to be the most feasible route for said route it is to be expected that the people of Colorado will take an active & deep interest in its location & early completion. —

The route is yet a matter to be determined & it is confidently hoped that Colorado may be favored with a location through her entire extent from East to West. On this point however our Territory is not to be regarded in the light of the supplicant for the favor, for she has quite as many benefits to confer as to receive in consideration of such location.

I would therefore recommend your honorable body to offer every proper inducement to influence the locati-

of the road through your settlements: & should they fail to secure it, I would recommend that the entire energies of the Territory be brought to bear in Co-operation with the branches from Kansas City & Atchison for their extension to the heart of our Territory.

Their Congressional grants will enable these branches to build a line to within 200 Ms of your Capitol, & the construction of the remaining portion of the road over a favorable route can doubtless be secured at an early day. The extension of these branches as suggested would doubtless be aided by land grants from Congress which with the growing importance of the trade of Colorado & New Mexico, the work of its completion would be a matter of comparatively easy accomplishment. In whatever it may be deemed best to labor for the important object of a direct rail-road connection with the states, I would assure you of my earnest Co-operation.

Direct Road to Salt Lake. —

Among the most important enterprises to the Territory is the early Completion of the Wagon-road now in process of Construction via the head-waters of South Clear Creek, the Hot Sulphur Springs in the Middle Park & the Valleys of Bear River the Uintah & the Uncompahgre Rivers to Provo in the Utah Territory.

It is estimated that this line will shorten the road from here to Provo, over one hundred miles, passing through a succession of almost Continuous fertile valleys & well-timbered & watered Country the entire route.

Its Completion at an early day will secure to it the transit of the Overland Mail line & the immense tide of Emigration & travel to Utah & the Country of the Pacific Coast, the diversion of which to a line running through the entire extent of our Territory from East to West will bring to our doors a vast amount of trade & direct hither a large increase to our Population.

Any encouragement that you can properly offer to the early Construction & Proper Maintainence of this important National Highway will redound to the general Prosperity of the Territory & most certainly bring the to knowledge of the Union Pacific R.R. Company the great advantages of this route for the location of their line. —

Capitol Buildings & Penitentiary.

The course pursued toward other Territories in making appropriations for the erection of Capitol & Penitentiary Buildings for them would inspire confidence in making an appeal for these objects for Colorado Territory.
The urgent necessity to the ends of justice for a prison & the fact that the expenses imposed upon the General Government by the long route of transportation to the States of her prisoners, from the Rocky Mountain Country generally or the worse alternative of keeping them idle & at great expense under imperfect securities against the escape would seem to make it a national as well as a Territorial benefit for Congress to provide for a Penitentiary in Colorado at once.
I would respectfully suggest the propriety of your memorializing Congress for appropriations for both Capitol & Penitentiary buildings. —

Rights of Water for Irrigation.

As the question of water applicable to purposes of irrigation on the several streams of the Territory is likely to be all claimed for use in course of time, & the question of priority of rights to the water during seasons of drouth is likely to be one of great difficulty & embarassment, I would commend to your careful consideration the propriety of a law that shall define the rights to be acquired hereafter in the course of the settlement of the country to the water applicable to irrigation.
A just & Equitable enactment of this kind at this early day may save much difficulty & litigation hereafter.

Printing the Laws in Spanish.

A portion of our citizens who are Mexicans, which is nearly most of the inhabitants of those Counties originally belonging to New Mexico have been unable to understand or properly enforce our laws because they have not been printed in the only language which they speak. —
An appeal to the Secretary of the Territory, to the Interior of the Department at Washington for authority to print our laws in Spanish, having been denied

for want of Congressional authority & an earnest effort on the part of our delegate in Congress Hon. H. P. Bennett to secure the necessary Congressional action for the purpose having failed, the alternative seems to be presented you of providing for printing the laws in Spanish at the Territorial Expense, or of leaving those citizens uninformed as to the nature & requirements of the laws they are expected both to enforce & to obey. In justice to a worthy portion of our people whose disposition to perform the part of good citizens cannot be doubted I therefore most earnestly recommend that an appropriation be made for the publication of our laws in the Spanish language.

Federal Relations.

During the eighteen months that have elapsed since the close of your last session, our Country has passed through a terrible ordeal which has tested to the utmost ability of our General Government to maintain itself. —
The most wicked & powerful rebellion that has ever occurred in any Country, has passed the limits of its power & is fast declining to an utter & disgraceful overthrow. —
It is believed that no other Nation either of the past or present time could have maintained its own integrity & put forth efforts adequate to subdue such a formidable & Inicted power as the present rebellion.
The spectacle here presented establishes the fact that the strongest as well as the freest & the best Government that can be devised by man is that which is founded in the Represented will of an intelligent & virtuous People.
While the Conflict has cost us rivers of blood & Mountains of treasure while it has brought sorrow to almost every hearth-stone, & filled our Country with Mourning — while the Maimed & the decrepid from the Carnage of the battle-field meet us at every turn, to testify of its horrors: the patriot & the Christian can see through the dispelling smoke of the Conflict through the parting of the clouds of darkness that overcast our sky, the dawning of the light of that higher civilization which is to be the priceless treasure of the war.

Nor will the results of our National triumphs & Purification be less marked & beneficial abroad than at home.

All over the Countries of the "Old World" has the fame of our Land & the Spirit of freedom been diffused among the people, & hundreds of thousands of Strong arms & Stout hearts but await this purification to fly to our shores.

Our Navies on land & sea will command the respect of the world, while the pure patriotism & devoted loyalty of our people, inspired by a higher appreciation of the worth of a good Government because they know how much it cost to maintain it, will unite to put down disorder & preserve the Peace, until life & property shall be more secure than in any other Country in the world.

In view of the bright promise of the future in view of the great interests of humanity that are involved & the terrible consequences of failure in this war, let us then rally to the support of our National Govt in this time of her great peril; & with united hearts & the pure devotion of a consecrated patriotism, let us implore the blessing of Almighty God upon our Country.

Executive Department Colorado Ty.
February 4th 1864

To the Honorable
The House of Representatives
of Colorado Territory

Gentlemen

I have the honor to inform you that I have this day approved and signed House Joint Resolution No. One

Respectfully
Your Obt Servt
Jno. Evans
Gov. C.T.

Wm. A. Pearson Esq
Feb 5/1864 P 15
Geo N Monson 16
Edw'd Jo Vaile 17

Executive Department Colorado Ty.
Denver Feby 17th 1864

To the Honorable
The Houses of Representatives

Gentlemen

In response to your Resolution of the 15th inst. I have the honor to transmit the accompanying Communication marked "A" "B" "C" and "D" relating to the expulsion of the Rebels from New Mexico

Very Respectfully
Your Obt Servt
Jno Evans
Gov. C.T.

Executive Department Colorado Ty.
Denver July 24th 1864

To the Honorable
Jerome B Chaffee
Speaker House Representatives

Sir

I have the honor to inform the House that I have this day approved and signed the following joint Resolution and Laws, certified to have originated therein, viz:

Joint Resolution relating to Territorial Boundaries

An Act to authorize the Board of directors of School district No. 1. in the County of Jefferson to levy a Tax

An Act to amend an act entitled An Act concerning Judgments and Executions

An Act to incorporate Don Emelia Town Company

An Act to Amend An act entitled An Act to define County boundaries and locate County seats in Colorado Territory -

Your Obt Servt
Wm Evans
Gov. C.T.

Executive Department Colorado Ty.
Denver Feby 26th 1864

To the Honorable Charles M. Leather
President of the Council

Sir

I have the honor to inform the Council, that I have this day approved and signed the following Resolution and Law which are certified to have originated therein

Joint Resolution, approving the Conduct of the Commander of this District and the Colorado Soldiers

An Act to locate the County seat of Costilla County

Very Respectfully
Your obt Servt
Jno Evans
Gov. C.T.

Executive Department C.T.
Feby 27th 1864

To The Honorable
Chas M Leather
President of the Council

Sir

I herewith return to the Council a bill for "An Act to exclude traitors and alien enemies from Courts of Justice in this Territory in Civil Cases" with my objections to the same, The object of the bill and its provisions meet my hearty approval, but the following clause found on the second page beginning at the fifteenth line from the top is liable to a construction of its meaning which is in conflict with the evident intention of the bill, viz: "in, with & hereafter in any manner, aid, encourage countenance or assist any person or persons in" acts

of rebellion against the Government of the United State or the so called Confederate State or any of them or their rebellion against the Government of the United State" which is to require him to swear that he will not encourage or assist any person or persons in act of rebellion against the so called Confederate States or any of them or their rebellion against the United States, that he will not encourage any acts of rebellion against the rebel authority. This is undoubtedly not the intention of the Legislature, and some may doubt the correctness of this construction of the language of the bill, yet the form of an oath should be so clear that no two interpretations can be placed upon it. I hope that the phraseology objected to may be changed so that all may understand it alike

Very Respectfully
Your obt Servt
Jno Evans
Gov. C.T.

Executive Department Col Ty.
Denver March 2nd 1864

To the Honorable
Jerome B Chaffee
Speaker of House Reps

Sir

I have the honor to inform the House that I have this day approved and signed the following Joint Resolutions and Bills, viz;

Joint Resolution authorizing the appointment of Agents for the encouragement of Emigration

An Act to incorporate the Swan River and Delaware Flats Mining Company

An act to amend an act entitled An act regulating the mode of procedure in attachment in the District Court.

An Act concerning Marks and Brands

An Act to define the manner of subdividing Sections as established by United States Survey in Colorado Territory

An Act to suppress Gambling and Gambling Houses.

Very Respectfully
Your Obt. Servt
Jno. Evans
Gov. C.T.

Executive Department Col. Ty.
Denver March 3rd 1864

To the Honorable
Chas. N Mather
President of Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills certified to have originated therein, viz:

An Act to amend an act entitled An Act concerning Injunctions - approved Nov. 5th 1861

An Act to enable the Pacific Telegraph Company to construct lines of Telegraph in this Territory and protect the same

An Act to legalize and confirm the entry of the town site of Golden City

An Act to amend An act entitled An Act regulating the mode of proceeding in Replevin

Very Respectfully
Your Obt. Servt
Jno. Evans

Executive Department Colorado Ty.
Denver March 4th 1864

To the Honorable
The Council & House Representatives
of the Legislative Assembly
of Colorado Territory

Gentlemen

Having received for consideration a bill entitled "An act to divide the Territory of Colorado into Judicial Districts and to provide for the holding of Courts in the same" and deeming it of great moment that provision should be made which will secure to the people the full benefit intended in the establishment of our Courts I have for that purpose deem it proper to respectfully to suggest the passage of a supplementary act which shall remedy what seems to be defective in the provisions of the bill

In a communication to the last session of your Honorable body returning a similar bill in reference to a section thereof authorizing the Judges to fix the time and place of holding Courts I remarked that "agreeably to my understanding of the organic Act, this contravenes that provision" which says, "The said Territory shall be divided into three Judicial Districts and a District Court, shall be held in each of said districts by one of the Justices of the Supreme Court at such time and place as may be prescribed by law". The object of this provision of the organic Act evidently is to secure regularity in the proceedings of the Courts and that the public shall have standing notice not to be varied by any contingencies of the time and place of holding Courts. The time and place of holding the district Court, being required to be fixed by law I judge the power of the Legislature. The Judges in this section both inexpedient and in violation of the letter and spirit of the organic Act. The organic Act which is the only authority for the establishment of our courts in section nine the same section creating them imposes the above conditions thereon and also imposes the above conditions thereon and also provides that the first six days

of said Courts or so much thereof as shall be necessary shall be appropriated to the trial of causes arising under the Constitution and laws of the United States and of causes thereafter other causes shall be heard.

Now if the same term of Court is to transact United State and Territorial business which is clearly intended by the language of this section, I cannot perceive how it would be necessary that the time and place of holding one part of it should be fixed by law and the other be left to the discretion of the Judge. Nor can I perceive the impropriety of regarding a Law of Congress passed in 1856 long before Courts of this Territory were established or authorized as over-riding the conditions and provisions of the very law by which our Courts were subsequently created. The evident intention of the provision of the Law of 1856 (page 49. Statutes at Large) was to restrict the expenses of holding Courts which object is by no means in conflict with that important and wise provision of the Organic Act requiring that Suitors in our sparsely settled Territory may have permanent notice of the time and place of holding Courts. That Jurors, witnesses and parties bound in Courts who have to incur great expense and make long and tedious journeys to attend them should be subject to the pleasure of the Judge as to the time and place of holding Courts and be unable to get no notice of his appointment, were sufficient reasons for fixing the time and place for holding Court by law and avoid any question of Constitutionality.

I therefore hope that a provision may be made by supplementary act fixing the time and place by law for the holding of Courts in the Territory. And as the people in some parts of the Territory have had good grounds for complaint because their Courts have not been held, I deem it highly important that some provision should be adopted if possible, to secure all the Courts to be held as provided by law. The bill before me proposes giving the Judges a docket fee, and I suggest that its reception might be conceded upon a faithful compliance on their part with the requirements to hold Courts at the specified times and places in their respective Districts —

The provision of the bill before me relating Gilpin

and Arapahoe Counties which as the most populous in the Territory in the same district I regard as unwise for it will prevent the resident judge in any one of the other of those Counties and thereby cause inconvenience to the people especially in the matter of injunctions, and if you should not deem it expedient to change the district, I would respectfully suggest that Probate Judges be authorized to grant injunctions -

I would also suggest the propriety of providing for a term of the court that shall attend to United State business to be held alternately in the Mountains and on the plains in the first and second districts.

Very Respectfully
Your Obt Sert
Wm Evans
Gov C.T.

Executive Department
Colorado Territory
Denver March 5th 1864

To the Honorable
J. B. Choffee
Speaker of House Reps

Sir

I have the honor to inform the House that I have this day approved and signed the following bills certified to have originated therein viz -

An Act to divide the Territory of Colorado into Judicial Districts and to provide for the holding of Courts in the same

An Act supplementary to an Act entitled an Act to divide the Territory of Colorado into Judicial Districts and to provide for the holding of Courts in the same

Very Respectfully
Your Obt Sert
Wm Evans
Gov C.T.

Executive Department C. T.
Denver March 4th 1864

To the Honorable
James B Choffee
Speaker House of Representatives

Sir

I have the honor to inform the House that I have this day approved and signed the following bills certified to have originated therein, viz:

An Act to amend an act entitled An act to authorize the appointment of Commissioners in certain cases

An act for the protection of sheep and to prohibit pasturing the same in certain localities

Very Respectfully
Your obt Servt
Jno Evans
Gov C. T.

Executive Department C. T.
Denver March 5th 1864

To the Honorable
Chas. M. Matthews
President of the Council

Sir

I have the honor to inform the Council that I have approved and signed the following bills, which are certified to have originated therein, viz:

An act to incorporate the Beaver Creek Ditch and Mining Company in Park Co. C. T.

An act to exclude Indians and Aliens entirely from Courts of Justice in this Territory in civil cases

An Act to incorporate the Colorado Seminary

An Act to enable soldiers in the United States service to acquire and hold mining property and other claims

Very Respectfully
Your Obt Servt
Jno Evans
Gov. C. T.

Executive Department C. T.
March 7th 1864

To the Honorable
Jerome B. Chaffee
Speaker of House of Reps

Sir

I have the honor to inform the House that I have this day approved and signed the following bills certified to have originated therein

An Act to increase the Capital Stock and extend the privileges of the Jefferson Co. Longfellow Ditch Company

An Act to amend an act entitled an act to incorporate the Cash Creek Ditch Company approved August 14th 1862

An Act to secure unto James Miller of Clear Co. certain rights

Very Respectfully
Your Obt Servt
Jno Evans
Gov C. T.

Executive Chamber C.T.
Simcoe March 1st 1864

To the Honorable
the Speaker of the Council

Sir

I have the honor to inform the Council that I have this day assented in Her Majesty's name to the following Bills, viz:

An Act to amend the Statutes respecting Agricultural Society

An Act for ascertaining Fresh Entry and Detention and Inland Fees and Duties

Very Respectfully
Your Obt Servt
Wm. Allen
Lieut. C.T.

Executive Department C.T.
Simcoe March 8th 1864

To the Honorable
the Speaker of the Council

Sir

I have the honor to inform the Council that I have this day assented in Her Majesty's name to the following Bills, viz:

An Act providing for an Appropriation for printing the Laws in the French Language

An Act explanatory of the Charter of the Clergy Reserve Road Company

Very Respectfully
Your Obt Servt
Wm Ermatinger Lieut C.T.

Executive Department Col. Ty.
Denver March 8th 1864

To the Honorable
Edwards N. Mather
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following Joint Resolution and bills certified to have originated therein, viz:

Joint Resolution appointing J. the Administration of Christian Friends and Representatives &c. &c.

An Act to amend an act concerning Practice in Civil Cases

An Act to locate the County seat of Summit County and legalize certain acts therein named

An act amendatory of an act to incorporate St. Johns Church in the Wilderness and for other purposes

Very Respectfully
Yours &c.
Jas C. D.

Executive Department Col. Ty.
Denver March 8th 1864

To the Honorable
James N. Mather
Speaker House Reps.

Sir

I have the honor to inform the House that I have this day approved and signed the following bills certified to have originated therein, viz:

An Act to create the Superintendent

of Schools for El Paso and Park Counties to apply to the School fund of said counties to the use of schools in the several districts thereof

An Act to legalize the assessment of property in certain Cases

An Act to authorize the County Commissioners of Gilpin County to levy certain License fees

An Act to prevent felons from practicing in the Courts of this territory

Very Respectfully
Your Obt Servt
Jno. Evans
Gov. C.T.

Executive Department Col. Ty.
Denver March 9th 1864

To the Honorable
Chas. M. Walker
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills certified to have originated therein, viz:

An Act to incorporate the Denver Artesian Well Company

Very Respectfully
Your Obt Servt.
Jno. Evans
Gov. C.T.

Executive Department Col. Ty.
Denver March 10th 1864

To the Honorable
Jerome B. Chaffee
Speaker of the House Reps

Sir.

I have the honor to inform the House that I have this day approved and signed the following resolution and bills certified to have originated therein viz;

Preamble and resolution in relation to State Government

An Act to amend an act entitled an act providing for the collection of revenue

An Act relating to Managers

An Act to incorporate the Denver and Pacific Wagon Road Company

An act to confirm Wm. S. Walker as Superintendent of Public Schools and for other purposes

Very Respectfully
Your Obt Servt
Ino Evans
Gov. C. T.

Executive Department Col. Ty.
Denver March 10th 1864

To the Hon. C. H. Harsha
President of the Council

Sir

I have the honor to inform the Council that I have approved and signed the following bill
An Act to amend an Act entitled an act concerning Juries approved Nov 4th 1854

Very Respectfully
Your Obt Servt
Ino Evans

Executive Department Col. Ty.
Denver March 11th 1864

To the Honorable
Chas. N. Mather
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills, certified to have originated therein, viz:

An act prescribing rules and regulations for the Execution of the trust arising under the act of Congress entitled an act for the relief of citizens of towns upon lands of the United State under certain circumstances

An Act to define the extent of Mineral and Quartz Lode

An Act to amend an act relating to Counties and County officers

Very Respectfully
Your Obt Servt
Jno Evans
Gov. C.T.

Executive Department Col. Ty.
Denver March 11th 1864

To the Hon J. B. Choffee
Speaker of House Reps

Sir

I have the honor to lay before the House the amended report of the Adjutant General of the Territory

Very Respectfully
Your Obt Servt
Jno Evans
Gov C.T.

Executive Department Col. Ty.
Denver March 11th 1864

To the Honorable
Chas N. Mather
President of the Council

Sir

I have the honor to lay before the Council the annual Report of the Adjutant General of this Territory

Very Respectfully
Your Obt. Servt
Jno Evans
Gov. C.T.

Executive Department Col. Ty.
Denver March 11th 1864

To the Hon Chas N Mather
President of the Council

Sir

I have the honor to inform the Council that I have approved and signed the following bills: certified & have originated them viz.

An act to enable citizens of this Territory in the Military service of the United States to vote

An act concerning Probate Courts and Justices of the Peace in certain Counties

An act granting to Francis Smith the right to erect and maintain a bridge across the waters of the South Platte River

Very Respectfully
Your Obt. Servt.
Jno Evans
Gov C.T.

Executive Department Col Ty.
Denver March 11th 1864

To the Honorable
Jerome B. Chaffee
Speaker of House of Reps

Sir

I have the honor to inform the House that I have approved and signed the following resolutions and bills certified to have originated therein viz:

Joint Resolution for Compensation to Fred J. Stanton for publication of the Statutes of the Legislative Assembly

An Act to amend an act entitled an Act to regulate and establish Territorial Roads

An Act to amend an act entitled An Act regulating Elections

An Act concerning revised Measures

An Act to legalize the Records of Fremont Co.

An Act to amend an act entitled an Act to incorporate the Consolidated Water Co.

An Act to amend an act entitled an Act to provide for the revenue and time of the meeting of the Legislature Approved Jan. 8th 1861.

An Act to authorize and enable Rob. N. Steele & Co's and convey certain Mining Claims

An Act to prevent the speculation in Territorial and County scrip

Very Respectfully
Yours
Jno Evans
Gov C.T.

Executive Department Col. Ty.
Denver March 1st 1864

To the Honorable
Chas M Matter
President of the Council

Sir I have the honor to inform the council that I have approved & signed the following bills certified to have originated therein, viz:

An act to incorporate the Boulder Valley and Black Hawk Wagon Road Company

An act to amend an act entitled an act to establish and regulate Territorial Roads and an act to incorporate the Denver Manufacturing and Milling Company

I am Respectfully
Your Obt Servt
Gov Evans
Gov C.T.

Executive department Col. Ty.
Denver March 1st 1864

To the Honorable
James B Choffee
Speaker of House Reps.

Sir I have the honor to inform the House that I have this day approved and signed the following bills certified to have originated therein viz;

An act concerning roads & highways

An act for the protection of farmers against the depredations of stock in the counties of Weld & Douglas

An act for the incorporation of the Gold Mining Company of Philadelphia

An Act to incorporate the Rocky Mountain Exploring, Prospecting and Mining Company

An Act to incorporate the Occidental Gas Light Company of Denver

An Act to legalize the act of the Superintendent and Board of Directors of School District No 5. in Arapahoe County, in certain cases

An Act to amend an act to incorporate the Apex and Gregory Mayno Road Company

An Act to incorporate the City of Black Hawk

An Act to incorporate the Black Hawk Mining Co.

An Act to amend an act entitled an act to enable Road, ditch Manufacturing and other Companies to become bodies corporate

An Act to Amend an act entitled an act relating to fencing, Approved Aug. 18th 1863.

Joint Resolution for the payment of Fred. J. Ebert for constructing maps of Colorado Territory

An Act making appropriations for the fiscal year commencing Jany 1st 1863 and ending Jany 1st 1864

An Act to amend an act entitled an Act to define county boundaries and to locate county seats in Colorado Territory

An Act to provide for the payment of the Clerks and other officers of the Legislative Assembly

An Act to incorporate the Epsilon Ditch Company

An Act to amend an act entitled an act to organize

the Treasury Department approved Nov 6th 1861

An Act to amend an act entitled An act to establish the mode of locating and changing county seats approved Nov. 7th 1861.

An Act to incorporate the City of Central

An Act concerning jurors

Very Respectfully
Your Obt Servt
Jno Evans
Gov. &c.

Executive Department Col. Ty.
Denver March 11th 1864

To the Honorable
Chas. H. Mather
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills, certified to have originated therein, viz;

An Act to exempt Soldiers from service by substitution or suit at law,

An Act to repeal an act entitled an act to incorporate the Tarryall and Arkansas River Mining Road Co

Joint Resolution for the relief of Samuel Dore

An Act to amend an act to incorporate the city of Denver

An Act to amend an act entitled an act regulating the fees of officers, Jurors and Witnesses approved Nov 8th 1861

An act relating to street improvements in certain cities

An act to amend section 1 of chapter 67 of the laws of 1874 entitled "An act to incorporate the Central City and Lake Bay and Road Company"

An act providing for the construction of water pipes and water mains

An act to incorporate the Central City and Marietta Bay and Road Company

An act creating a lien in favor of mechanics and others in certain cases

An act to incorporate the City of Rockland Gas Light Company in Knox County

Signed
Governor's Secretary
Sec. C. C.

Executive Department
March 11th 1876

To the Hon.
Senate & House of Representatives

I return herewith and have thereto affixed my signature the following bills, entitled & known as originated therein, viz:

An act to incorporate the Central City and Lake Bay and Road Company

An act providing for the construction of water pipes and water mains

An act to incorporate the Central City and Marietta Bay and Road Company

An act creating a lien in favor of mechanics and others in certain cases

An act to incorporate the City of Rockland Gas Light Company in Knox County

Signed
Governor's Secretary
Sec. C. C.

Executive Department Col. Ty.
Denver March 11th 1864

To the Honorable
Charles H. Burke
President of the Council

Sir

I have the honor to inform you that I have this day appointed and signed the following bills certified to have originated therein viz

An act to amend an act entitled an act concerning Public Executive and Administrative officers and

Act 8th 1861

An act relating to the sufficiency of sheriffs and official bonds and for other purposes

I am respectfully
Your ob't Servt
Jno Evans
Gov. C. T.

Executive Department Col Ty
Denver March 11th 1864

Hon Hiram
President of the Council

Gentlemen

You will please
say to the Council that I have approved & signed
Communication to make
In reply I desire to congratulate the members upon
their harmonious and speedy session and to thank
them for their uniform courtesy and kindness
I am respectfully
Your ob't Servt
Jno Evans
Gov. C. T.

Executive Department Col Ty
Denver C March 11 1864

Hon Messrs.
White Stansell and Lynch
Committe of the House

Gentlemen

You will please say to the House that I have no further official communications to make

In parting I desire to congratulate the members upon their harmonious and useful session and to thank them for their uniform courtesy & kindness

I have the honor to be
Very Respectfully
Your ob't Servt
John Evans
Gov. C.T.

$200.00 Reward

In pursuance of the provisions of an act entitled "an Act concerning fugatives from Justice" approved Nov. 7th 1861 I hereby offer a reward of Two Hundred Dollars (the highest amount authorized by said act) for the arrest and delivery to the U.S. Marshall at Denver City of one Antonio Trugillo committed on charge of horse stealing who escaped from the Custody of the Deputy Marshall on the night of the 3rd inst. at Gray's Ranch in Huerfano County Colorado Territory, after having brutally murdered his guards Messrs. Oglesby and Curren and stolen horse with which to make his escape and committing other robberies Said Trugillo is described as of Indian blood "short and heavy set" He is supposed to have irons on his ankles the chain connecting them having been cut & left behind

John Evans
Denver City April 12th 1864 Governor of Colorado Ty.

Proclamation

By the Governor of Colorado Territory:

Whereas, in pursuance of the provisions of an act of Congress of the United States approved March 21st 1864 "to enable the people of Colorado to form a Constitution and State Government and for the admission of such State into the Union on equal footing with the original states" the Governor, United States District Attorney and Chief Justice thereof" did this day apportion said Territory into Districts for members of the Constitutional Convention as provided by adopting the law establishing Council and representative districts for the Legislative Assembly of said Territory approved August 15th 1862 as such apportionment.

Now, therefore, I John Evans, Governor of the Territory of Colorado, do in pursuance of the provisions of said act of Congress, issue this proclamation calling for an election of Representatives to form a Convention and prescribing rules and regulations for said election.

1st The qualified voters for members of the Legislative Assembly in each Council and Representative District of this Territory, will hold an election for the number of representatives to said Constitutional Convention that such district is entitled to in the Legislative Assembly of the Territory. Said election will be held on the first Monday of June next, as provided in said enabling act.

2nd Said election will be conducted in the same manner as is prescribed by the laws of the Territory for holding elections, which laws in all respects are hereby adopted as the rules and regulations for holding said election, excepting that this proclamation shall be sufficient notice to the Sheriff of each County to prohibit the number of representatives to be voted for and the places of holding said elections

In testimony whereof I have hereunto set my hand and caused the Great Seal of the

L. S.

Territory to be affixed.
Done at Denver this 8th day of April
A.D. 1864

John Evans

By the Governor
Sam'l H. Elbert
Secretary of Colorado Territory

Executive Department Col. Ty.
Denver April 20th 1864.

Lt. Geo. M. Stilwell
1st Cav. of Colorado

Sir

In pursuance of authority received last autumn from the War Department authorizing me to raise a 2nd Battery for Colorado and the recommendation of the Commander of the District of Colorado affirming me of the necessity of such an addition to our forces. You are duly authorized and commissioned to enlist a Battery to be known as the 2nd Colorado Battery, subject of course to permission from your commanding officer. When organized, said Battery will probably be armed with the Mountain Howitzers now used by the 1st Col. and Battery —

In compliance with the proffer of the District Command you will subsist your recruits at Fort Garland at which place and camp Conejos you will make your recruiting Head Quarters, thereby saving all recruiting expenses.

When a sufficient number of men are enlisted and ready for muster you will be commissioned as Captain of said Battery

I have the honor to be
Very Respectfully
Your Obt. Servt.
Jno Evans
Gov. C. T.

To His Excellency
The Governor of the Territory of Utah
United States of America

It having been made to appear to me by the affidavit of George Ranch a copy of which is hereto attached that Aaron McKee Mary Dames Katrina Walsing Anna Walsing Eliza Walsing and one Hobbs whose full name is to the affiant unknown, have committed the crime of highway Robbery in this Territory and that they have fled to the Territory of Utah, Now, therefore I make this my requisition on you for the bodies of the said Aaron McKee, Mary Dames Katrina Walsing Anna Walsing Eliza Walsing and Hobbs that they may be placed in the custody of the Bearer and by him transported to this territory in order that they may be tried for said alleged crime in accordance with the laws of this Territory in such case made and provided

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed -
Done at Denver this ninth day of May A.D. 1864

John Evans
Gov. C.T.

To Whom it may Concern

Be it known that I John Evans Governor of the Territory by virtue of the power vested in me do hereby issue this my writ of pardon to Francis R. Bill who was convicted of the crime of Embezzlement under the laws of this Territory at the April term of the District Court for the first Judicial District for the County of Arapahoe and sentenced to three

months imprisonment—

In testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory to be affixed—

Done at Denver this thirteenth day of May AD 1864

L.S.

Jno Evans

Gov C.T.

Executive Order No. 1.

Executive Department
Denver C.T. June 12th 1864

Ordered 1st That all officers and men of the Volunteer Militia Company called the Governors Guards meet in front of my office this (Sunday) evening at 6 o'clock for the purpose of re-organization.

2nd That all citizen who are willing to join the Volunteer Militia organization, are requested to be present and to fill up the ranks of said Company by enlistment—

Patriotic Citizens of Denver, rally for the defence of our frontier settlements against the murderous hostile Indians

Jno Evans Gov. C.T.
& Commander in Chief of the Militia

Executive Order No 2

Executive Department
Denver C.T., June 12th 1864

Ordered – That Capt. Aikin of the "Boulder County Mounted Rifles" a volunteer Militia Co. of Colorado and Capt Pennock of the "Evans Guards" of said Volunteer Militia immediately put their respective Companies in order for effective service and hold them in readiness to march promptly in response to orders

John Evans Gov. C.T.
& Commander in Chief of Militia

Executive Department
Denver City Territory

To Whom it may Concern

Be it known that I John Evans Governor of Colorado Territory by virtue of the power vested in me do hereby issue this my writ of pardon to Henry Leatts who was convicted of the Crime of Petty Larceny under the laws of this Territory at the May term of the district Court for the First Judicial District in and for the County of Gilpin and sentenced to ninety days imprisonment

In witness whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado to be affixed
Done at Denver this fifteenth day of June A.D. 1864

John Evans
Gov. C.T.

Executive Order No. 3.

Executive Department
Denver June 14th 1864

I call upon the Patriotic citizens of Colorado to fill up the present Volunteer Militia Companies and organize new ones. Nothing can be done until after an organization, Any one who have seen a useless crowd at a fire will understand this.

Organize, Organize, Mounted rifle Companies at best. All militia Commanders will have their Commands in readiness to respond promptly to a call at any moment and if possible file up to the maximum of 80 men

Jno Evans Gov C.T.
& Comdr in Chief of Militia

Executive Order No 4.

Scouts have been detailed to scour the entire country around.

The evidence that there are any hostile Indians near is not positive. Those who committed the robberies and murders on Box Elder last Saturday having last been heard of going east to secure booty -

Two detachments of U.S. troops have been ordered to go in pursuit of them.

The confession last night shows the importance of immediate organization of the militia, Active defence our pursuit can be made without it. All business houses must close at half past six o'clock P.M. daily, and all able bodied citizens are hereby ordered to meet at the Seminary for the purpose of enrollment and drill, at seven o'clock in the evening.

All persons having U.S. arms without being enrolled will return them to the ordnance keepers

at once, otherwise we will be without arms for organized companies to defend us
Capt Nailes Brown Marshall will see to this.
All persons having reliable information in reference to Indians will report to me and the public will be informed from time to time of any action what may be required of them
Jno Evans Gov. C.T.
& Com'de in Chief of Militia

Denver June 16th 1864

Executive Order No 5.

Executive Department Col Ty.
Denver June 17th 1864

Maj General H. M. Fuller will take command of the Militia, perfect this organization and as speedily as possible & possible put them in condition for active service. Should an emergency require them to be called out—
To save the necessity of calling out the enrolled Militia it is earnestly hoped that volunteer companies will at once be organized to such an extent as to answer every purpose for our home defense

Jno Evans Gov C.T.,
& Commander in Chief of Militia

Executive Order No. 6.

Executive Department
Denver C. T. January 24th 1864

Lieut Wilson commanding the "Governor Guards" and Capt Gantch commanding the "Denver Guards" will immediately collect all U.S. Arms and ammunition from their respective Companies and report to me Their number and the place from which such arms obtained.

These being the only legally enrolled and organized Volunteer Militia in Denver - Special order No. 46. from District Head Quarters will apply to all other persons

Jno Evans Gov. C.T.
& Comd'r in Chief of Militia

Executive Order

Executive Department
Denver C.T. August 20th 1864

Captain S. E. Brown
In the Field

You are hereby ordered to go immediately with your Command to the neighborhood of Fort Lupton for the defense of the settlements against a contemplated attack of hostile Indians to be made there to night or tomorrow night, of which I have the most reliable information, The attacks will be in large force and is to be made simultaneously on Cherry Creek and at points on the Platte from Fort Lupton to Junction, and you are peremptorily ordered not to go to Fridays Camp, as I understand from your letter is your design notwithstanding my order to the contrary this morning.

The forces at Camp Collins are adequate to protect the settlements in that neighborhood

Jno. Evans, Gov C.T.
& Comm'r in Chief of Militia.

Executive Order

Ex Dept Denver Aug 20th 1864 11 P.M.

Capt. J. E. Brown
Pat Vol Militia

You are hereby ordered to go immediately with your Command to the neighborhood of Fort Lupton on the Platte River for the defense of the Settlements against an attack to be made there to night or tomorrow night, of which I have the most reliable information.

The troops at Camp Collins are competent to take care of that Settlement - and You are ordered again not to go to Fridays Camp until after my agent who has been despatched there to report to me the truth or falsity of the various rumors you report and until you get orders from me to go.

Jno Evans Gov T.P.

Executive Office Colorado Territory
March 22nd A.D. 1864

At a meeting of the Governor, Chief Justice and United States District Attorney for the Territory of Colorado held at the executive office of said Territory in the City of Denver on the 22nd day of March A.D. 1864 for the purpose of making an Apportionment of Representatives to form a Convention to frame a Constitution for the State of Colorado the following proceedings were had. It was resolved that in each Council District of said Territory there be elected by the Qualified Electors thereof one member of the Constitutional Convention and in each representative District of said Territory there also be elected one member of said Constitutional Convention under the provisions of an Act of the Legislative Assembly of said Territory Approved August 15th 1864 entitled an act to apportion the Territory of Colorado into Council and Representative Districts. This Apportionment is made in pursuance of an Act of the Congress of the United States of America Approved by the President March 21st 1864, entitled an act to enable the people of Colorado to form a State Government.

Given under our hands this 22nd day of March A.D. 1864

Jno Evans Gov T.P.
S. S. Harding
Chief Justice Colorado Territory
J. E. Brown U.S. Attorney Pd Ter.

Election Regulations

Ex. Dept. Denver C.T. May 31st 1864

To the County Clerks and all others who may be concerned.

The law of the last Session of the Legislature "to enable Citizens of this Territory in the military service of the United States treate" requires the returns to be made to the Secretary of the Territory within thirty days after the Election is held, and Section thirty six of the law regulating Elections, provides for the Canvassing of all votes for Territorial Officers by the Territorial Board — and members of the Legislature are Territorial Officers — therefore the regulations adopted for the election of Members of the Constitutional Convention in my Proclamation under the enabling act requires the votes of each County to be return to the Secretary of the Territory to be Canvassed by the Territorial board.

This notice to County Clerks will be sufficient direction as a part of the regulations for said Election, to settle all questions of doubt in the time and Place of Canvassing votes and they will make their returns accordingly.

Jno Evans

Gov Col Ter

Patriotic Citizens of Colorado

I again appeal to you to organize for the defense of your homes and families against the merciless savages. The Militia Law of the Territory may be defective, but it is the only law we have on the subject and to undertake to organize without law will only lead to anarchy.

No patriot in time of danger like the present should hold back from acting in Concert with his fellow Citizens accordeing to law for the Common defense. I shall endeavor to send no man away from his home, except such as Volunteer to go. But without organization you can do nothing to aid in the Common defense. Without your aid I can do nothing.

Up to this time I had hoped that my earnest efforts to secure protection from the Military department would be successful I am informed now that we must ourselves defend our Settlements and if we go to work we can do it.

Let every settlement organize its volunteer militia Company for its defense arming themselves as far as practicable, and I will supply the deficiency until my supply of Arms is exhausted. Under the regulations of the War Department I cannot or will not be

ized in organized Companies. Those who have Government Arms without Military organization must organize immediately or they will be required to return them for the use of those who do organize. I intend organizing Militia Companies under officers of their own election, and sending those already organized, who will agree to do so, in pursuit of the Indians, and all Citizens who Dare, are requested to join them. All members of other Militia Companies desiring it, will be transferred to them. They will be entitled to all the property belonging to hostile Indians they may Capture, and will look to Congress for pay for their services, for that of their horses, or for subsistence, and transportation, which the Department Commander says will doubtless be paid. Without organization there is no way to obtain such pay or Government Arms.

Any man who kills a hostile Indian is a patriot, but there are Indians who are friendly, and to kill one of these will involve us in greater difficulty. It is important therefore to fight only the hostile, and no one has been or will be restrained from this.

But no Company of men Can go on a war expedition successfully without legal organization, for there is no other way of enforcing discipline than by laws.

Let the people hold meetings, and organize under the only law we have for the purpose, and then when the hostilities come nigh us, as they doubtless will, we will have a system by which every man will know what is his duty, and if he be a patriot he will be ready to perform it.

He is the true patriot who goes to work and prepares for defense in the only legal and proper way of doing so; in time of danger. Those who refuse to Cooperate with him, and throw barriers in his way, belong to another Class.

Again I appeal to you to look upon this matter in the light of reason and patriotism before it is too late to act.

I am very Respectfully
Your obt Servt
Jno Evans Gov T.Y.

date of arms August 10th 1864

Proclamation

Having sent special messengers to the Indians of the plains inviting the friendly to rendezvous at Fort Lyon, Lamed, Larimie and Camp Collins for safety and protection, warning them that all hostile Indians would be pursued and destroyed, and the last of said messengers having now returned, and the evidence being conclusive that most of the Indian tribes of the plains are at war and hostile to the whites, and having to the utmost of my ability endeavored to induce all the Indians of the plains to come to said places of rendezvous promising them subsistence and protection which with a few exceptions they have refused to do.

Now therefore I, John Evans Governor of Colorado Territory do issue this my proclamation, authorizing all Citizens of Colorado, either individually or in such parties as they may organize to go in pursuit of all hostile Indians on the plains, and unpursuing those who have responded to my call to rendezvous at the points indicated, also to kill and destroy as enemies to the Country wherever they may be found all such hostile Indians. And further, as the only reward I am authorized to offer for such services, I hereby empower such Citizens or parties of Citizens to take Captive and hold to their own private use and benefit all the property of such hostile Indians that they may Capture and to receive for all stolen property recovered from said Indians such reward as may be deemed proper and just therefor.

I further offer to all such parties as will organize under the Militia law of the Territory for the purpose, to furnish them Arms and Ammunition, and to present their accounts for pay as regular Soldiers for themselves, their horses, their subsistence and transportation to Congress, under the assurance of the Department Commander that they will be paid.

The Conflict is upon us, and all good Citizens are called upon to do their duty for the defence of their homes and families

In testimony whereof I have hereunto set my hand and caused the great seal of the Territory of Colorado to be affixed this 11th day of August A.D. 1864.

By the Governor

Jno Evans

S. H. Elbert, Secretary of Colorado Territory.

Proclamation

Executive Department C.T.
Denver City Aug 13th 1864

Patriotic Citizens of Colorado

I am authorized by the Secretary of War to raise a regiment of Cavalry to serve 100 days to fight the Indians.

Recruiting Commissions will be issued and recruiting offices opened at once at different points in the Territory, all proper expenses of recruiting made out in form agreeably to instructions from Captain Mullin A.A.G. will be promptly paid. Extravagant Charges therefore must be avoided. As soon as half companies are enlisted, they will be mustered in under a first Lieutenant. The enlistment will be for One hundred days from the filling up of the regiment, but in case the Regiment does not fill up in 30 days from date, recruits for the same will be organized into Battalions, and mustered out on the expiration of one hundred days from that time. Provided the regiment will be full in half that time.

Let all who can do so enlist at once, and let him who would oppose a barrier in the way of our defences against the most horrid danger, be rebuked as unworthy of Citizenship among a brave and patriotic people.

Prompt decisive and earnest action in this matter is what is wanted, the emergency is upon us, Every hour is big with Anxiety for our frontier settlements and our friends on the plains Every report is expected to tell of New horrors.

Let this regiment be filled at once, and in Cooperation with the large force from the States asked for, pursue, kill and destroy all hostile Indians that infest the plains, for thus only can we secure a permanent and lasting peace.

Jno Evans Gov C.T.

Ex Dept C.T. Denver August 20th 1864

Drs J. F. Hamilton W. H. McClellan and J. Meehlin are hereby appointed a Board of Medical Examiners to examine Applicants for the positions of Surgeon and Assistant Surgeons in the 3rd Regiment Colorado Cavalry, One hundred day men.

Jno Evans Gov C.T.

Proclamation of Thanks

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[illegible] Congress [illegible]

[illegible] Congress [illegible] [illegible] [illegible]

[illegible] and benificent providence, the people have cause for profound gratitude; Therefore, I [illegible] Governor of Nebraska Territory do set apart Thursday the 2nd day of November next as a day of Thanksgiving and prayer to God, and I request the people to refrain from labor and rest on that day, that they may assemble at their usual places of worship and unite in thanksgiving and praise to the great ruler of nations for the many blessings enjoyed by us as a people. In witness whereof I have hereunto set my hand and caused the great seal of the Territory to be affixed. Done at Omaha this 10th day of November A.D. 1862

[illegible]

[illegible] Governor

[illegible] Secretary

Executive Department, Nebraska Ter. Nov 7th 1862

The Commander of the several militia companies in the Territory are hereby notified that by proclamation of the 10th inst. the Governor has appointed Thursday the 2nd day of November next as a day of Thanksgiving and prayer throughout the Territory and requested the people to refrain from labor and assemble at their usual places of worship.

I am authorized to call upon the Major Gen. of Nebraska Militia to muster all those in the service of the Territory to be used.

[illegible]

Adjt Gen.

To the Sheriff of the County of Dakota

Greeting

Whereas there is now in your county Hiram Rogers who in the year his resignation as member of the Territorial Council from the Third Council District of Nebraska Territory. You are hereby authorized and required to call a special election in said Council District to fill the vacancy caused by said resignation.

Given under my hand and seal of the County of Dakota this 3rd day of November A.D. 1862

[illegible]

Sheriff and Acting Governor of Nebraska Territory

Executive Department

Colorado Territory Denver December 2nd 1864

To the Sheriff of
the County of Clear Creek
Greeting

Whereas Walter Cramer having placed on file in this office his resignation as Member of the Territorial Council from the 3rd Council District of Colorado Territory, You are hereby authorized and empowered to Call a Special Election in said Council District to fill the vacancy caused by said Resignation

Given under my hand and the seal of the Territory of Colorado this 2nd day of December A.D. 1864

S.H. Elbert Secretary and Act'g Gov. C.T.

Executive Department C.T.
December 5th 1864

To the Sheriff of
Clear Creek County C.T.
Greeting

H. A. Johnson Esq. Member of the Territorial Council from the 3rd Council District of Colorado Territory having failed to qualify as such and being absent from the Territory and J.L. McPool having placed on file his resignation as Member of the House of Representatives from the 6th Representative District of this Territory. You are hereby authorized and empowered to Call a Special Election in said Council and Representative Districts to fill the Vacancies so Created.

Saml H. Elbert
Secretary & Act'g Gov. C.T.

Certificate

We do hereby Certify that we have Canvassed the vote Cast at the last Election in the Territory of Colorado on the adoption of the Constitution and find that a majority of the legal votes were against it.

Denver Nov 3d 1864

Jno Evans
Governor of Colorado Territory
S.S. Hardinig
Chief Justice Pro Tem

Executive Department
Colorado Territory Denver January 16th 1865

Captains of Militia companies in the several counties of the Territory are hereby ordered to report immediately to Adjutant-General J.M. Moffat, the condition of their commands number of men fit for service, supply of arms, ammunition accoutrements &c. They will also, as far as possible, post their companies in condition for active service

Sam H. Elbert
Acting Governor and
Commander in Chief of Militia

Executive Department Colorado Territory
Denver January 17th 1865-

To the people of Colorado -

Our communications with the States are again interrupted by the Indians. Our mails are stopped and supplies cut off. The general Government, even if it comes to our assistance, cannot do so in time to prevent great suffering and loss by our citizens. The demand is for immediate protection. It is the opinion of the Commander of the District that if Colorado will open and protect the line from Denver to Fulerburg, that there are now troops sufficient along the line to protect the remainder of the route to the States. For the protection of this section of the road three hundred & sixty men are necessary. In view of the exigencies of the case I therefore call for six companies of Independent Volunteer Cavalry, of not less than sixty men each, for this special service —

Col. Geo. L Shoup will be placed in command. The term of enlistment will be for three months unless sooner discharged. The Companies will be subject to the regulations of the Militia of the Territory -

The commissioned officers of companies will consist of a Captain and a first and second Lieutenant to be elected by the company and such non-commissioned officers as are authorized by said Companies as soon as organized, will report immediately their organization (names of men and officers) to this office in order that they may receive supplies from the Commander of the District, and be put in the field at once. —

The Commander of the District will furnish, from

horse equipments, rations, forage, transportation, and camp and garrison equippage. Men volunteering, will furnish horses, blankets, uniforms, and clothing.

An effort will be made to secure the payment of these companies by the General Government, the same as volunteer cavalry in the service of the United States. If this should fail it will be a subject for legislative action on the part of the Territory.

Now fixing the term of service at three months, I am influenced by two reasons:

1st. We will recall our men on our mines and on our farms at the expiration of that term.

2nd. Some of the officers that the General Government will by that time have sent troops to our aid, sufficient for our protection.

If such should not be the case and at the end of three months we are still without protection, the Militia of Colorado must be called out en masse and a war of extermination waged. While there is any reasonable hope however for that protection from the General Government which is our due and for which we have paid, I am unwilling to suspend the entire business of the country and involve the Territory in an indebtedness of million of dollars by calling out the Militia.

All public spirited and patriotic citizens are called upon to aid in the organization of this force by their means and influence.

Sam'l H Elbert
Acting Governor and
Commander in Chief of Militia

Message

Gentlemen of the Legislative Assembly of the Territory of Colorado!

As representatives to whom the people of Colorado have confided the important trust of legislation, you have assembled for the purpose of enacting such laws as may contribute to their welfare and advance their material interests. While the responsibilities which rest upon you as the legislative guardians of our territory are grave and important, calling for wisdom, vigilance and industry, you cannot fail to find encouragement in the fact that the laws heretofore enacted by your predecessors, while calling for revision and amendment in many particulars, have in the aggregate secured individual protection and collective prosperity. It is only by a series of legislative sessions, amending, revising, and enforcing laws already enacted, correcting errors, supplying deficiencies, reconciling conflictions, revisions and providing for new wants, that any state secures a full, complete and satisfactory code of laws. Amendatory legislation, therefore rather than radical changes, is recommended

Report of the Auditor and Treasurer

The reports of the Territorial Auditor and Treasurer, which are herewith transmitted, will show you the financial condition of the territory, and suggest some amendments to the revenue law. The reports show a surplus in our treasury, and indicate the gratifying fact that we are free from the incubus of any public debt and that the administration of our territorial government has been one of care and economy.

Report of the Superintendent of Public Schools.

The report of the Superintendent of Public Schools, which I also submit herewith, will suggest legislative action, to a matter on which the future character and permanent interests of our country as so largely and obviously depends it seems scarcely necessary to urge your earnest attention

To educate all its citizens has been the wise and far-seeing policy of our government from its foundation. In a country where the action and thought of the masses are so directly felt by the government, the importance that educational avenues should be open to all, cannot be easily overestimated. "The ballot box is a recipient, not a solvent", and is a certain public good only so far as the vote cast is, to some degree, intelligent. Educate your citizens and you secure safe and fitting depositaries of political franchise.

The proper guardianship and management of the grant of land by congress for school purposes and the mining claims reserved by territorial statute for the same purpose, is of the first importance and they should be made the basis of a broad and liberal system of schools.

The legislation of some of the states in this regard has been unwise and improvident, in that they have sought to make these grants for school purposes the source only of immediate revenue, without any reference to the claims of the future. They should be managed with a view of creating therefrom a permanent fund, constituting a principal undiminished and inviolable through all time, giving not only present aid, but promoting the permanent interests of education. Also thus reconciling the interests of the present with the just claims of the future recommends itself as wise and necessary.

Amendments.

The general incorporation act, passed at the last session of the legislature, is very complete in its provisions, and has met the general and varied wants of the country. It is however, urged by many citizens of our territory, who have been engaged in the organization of mining companies east, that the provision requiring that a majority of the trustees shall be residents of the Territory, is a matter of great embarrassment in the formation of companies under this law in eastern cities. The propriety, therefore of its amendment, in this regard is submitted for your consideration as also the propriety of guarding more stringently against speculating and inactive monopolies —

Under our present statutes, both county clerks and Governor of the Territory, are authorized to issue "certificate of election to members of the Legislative assembly" This

should be changed, and ~~the authority~~ vested exclusively either in one or the other.

Under the provisions of the act, passed at the last session of the legislature providing for the vote of Colorado soldiers out of the Territory it is a question whether they can vote for members of the legislative assembly. Heretofore they have been accustomed to enjoy all the franchises of free citizens. Serving as soldiers does not diminish their interest in the character of the laws under which their families live and their property is held. They are more deeply interested in the election of members of the Legislature than of any other officers, and should have the privilege of voting for them. It is, therefore, recommended that the law be so amended as to give them the unquestionable right of voting for these officers.

Poor Houses.

In our populous counties are found many objects of charity and cases of destitution and suffering. Humanity demands that they should be taken care of - justice demands that this burden should not fall on a charitable few. Some law should be passed for the establishment of poor houses in our more populous counties, into which these objects of charity should be received and cared for, and for the support of which all should be taxed. Counties where from the sparseness of the population, such establishments would not only be onerous, but to a large extent unnecessary, should be allowed to send their poor to counties having poor houses, on just and equitable terms of admission.

Postal Laws.

During the last session of Congress a law passed requiring that the postage on papers, periodicals &c. sent to the Territories west of the Missouri river, except papers sent to regular subscribers, should be prepaid at the same rate as letters. This law most effectually and unjustly, cuts off our people from all the press and periodical literature of the States, except at great expense. It is so unwise unjust and without reason that we regard it as an oversight on the part of Congress, and have no doubt but what a proper memorial would effect its repeal.

Trespass on the Public Lands.

During the last summer much excitement has been caused by the arrest and punishment of many of our citizens as trespassers on the public lands, especially in the case of cutting timber in our mining districts. Under the existing laws of Congress this must continue to be a source of vexation and embarrassment to our people. A violation of these laws of Congress is necessary to our continuance here as a mining people. The general government has no desire or intention to stop the production of gold or the general development of the country, by the rigid enforcement of laws against settlers on the public domain, and a memorial setting forth the hardships and necessities of the case should not fail to secure some modification of these laws, and result in great relief to our people.

Indian War.

Therefore unbroken peace of our territory has been disturbed since the last spring by an Indian war. Allied and hostile tribes have attacked our frontier settlements driven in our settlers, destroyed their homes, attacked, burned and plundered our freight and emigrant trains and thus suspended agricultural pursuits in portions of our country, and interrupted our trade and commerce with the States. This has for the time seriously retarded the prosperity of our Territory. At the commencement of the war the general government taxed to the utmost in subduing the rebellion, was unable to help us, and it became necessary to look to our own citizens for protection. They everywhere responded with patriotism and alacrity. Militia companies were organized in the frontier counties, and secured local protection. Much credit is due to Captain Tyler's Company of Militia for the important services they rendered in opening the and protecting our line of communication with the States. In response to the call of the Governor for a regiment of cavalry for one hundred days service, over a thousand of our citizens - the large majority of them leaving lucrative employment - rapidly volunteered, and in that short time, despite the greatest difficulties in securing

proper equipments, organized, armed made a long and severe campaign amid the shows and storms of winter and visited upon these merciless murderers of the plains a chastisement smiting and deserved. The gratitude of the country is due to the men who thus sacrificed so largely their personal interests for the public good, and rendered such important service to the Territory. And their work, if it can be followed up with a vigorous winter campaign, would result in permanent peace. The necessity of such a campaign, and the imperative demand for immediate and complete protection for our lines of communication with the states, has been, and is now being earnestly urged on the government at Washington and with a prospect of success. These efforts should be seconded by your Honorable Body, with whatever influence there may be in resolution or memorial setting forth the facts and necessities of our situation.

Emigration.

A matter of great and vital interest to our Territory, is the subject of emigration. The great scarcity of laborers and particularly of miners, has been, during the past summer a source of serious inconvenience and discouragement to our mining interest. The operation of many of our mines has been suspended from inability to procure laborers. It is difficult to suggest a practical and feasible plan to secure an emigration of miners from Europe. A general system of emigration (as proposed by some) sending out its salaried agents and advancing cost of transportation either from European or eastern ports such as might be adopted by an old and wealthy State, would be a hazardous experiment for a young Territory. While the difficulty is thus without immediate adequate remedy, much may be done to turn a tide of emigration to our doors by a proper dissemination of information and facts in regard to our country in the mining districts of Europe.

Statistics show, that while the United States secures the bulk of agricultural emigration from Europe the mining emigration flows principally to Mexico, Australia and South America. This to a large extent is attributable to the fact that our agricultural resources are much better known and understood than our mining resources. Being to the knowledge of the mines of England, Wales, Ireland, Germany Bohemia and Saxony

who toil from year to year for twenty to thirty cents per day, the liberal inducements offered by our country, the high wages paid for labor the richness of our mines, the fact that they lay within the graph of every industrious prospector - let all these and similar facts published in the languages of those different countries and duly accredited by foreign consulates, resident at our ports to be brought to their attention, and you will do much to turn to your doors the thousands who now yearly emigrate to Mexico Australia and South America. A salary paid by the Territory to a competent and reliable Immigrant agent, selected by and acting under the direction of a commission of miners, would, we think be more judiciously expended to some such plan and the co-operative efforts of our large mining companies in eastern cities who are so directly interested, we must look for relief in this regard.

Mines

Our mines form the basis of our prosperity and to them we must look for the golden future of our Territory. To foster this vital interest by protective legislation, - to shield it if possible against embarrassing and unwise legislation on the part of the General Government - is your first and most important duty to your Territory. The mining interests of the Western States and Territories has become so vast and the last few years and is so rapidly increasing that there is a demand for some settled policy on the part of the General Government. The relation which the occupants and claimants of our mines are to sustain to the General Government - the condition of their occupancy is the great and difficult question to be met and settled, and upon the wise and proper adjustment of which depends the future, not only of our Territory but of the vast gold fields stretching from the eastern slope of these Mountains to the Pacific seaboard.

The Segregation Act now pending before Congress proposes a system of tenantry and rental. All experience and all reason points to a system of absolute ownership as the only wise and correct policy - It is the better policy for our Territory. It gives a permanent population

by giving settlers permanent homes. Americans settle permanently as freeholders, not as tenants. It gives us permanent improvement by giving us permanent population. Occupants make permanent improvements as owners not as tenants. It gives us largely increased investments of capital by reason of the greater security afforded by the fee simple. Capital seeks investment when its securities and rights are settled, known and absolute and when its management is unembarrassed by any outside controlling landlord power. It invests with rational reluctance in mines without title when its only guaranty of possession is the liberality and forbearance of the General Government. It gives us all that greater wealth and prosperity evoked by the supreme care, greater industry, thriftier habits, more enlightened labor and unstimulated enterprise of the owner as contra distinguished from the tenant. It is the better policy of the general Government. Revenue is the end desired. The wealth of a nation consists in the wealth of its citizens. Land whether mineral or agricultural are only valuable to the General Government as a means of revenue as they are made productive. This is true whether you tax the product or the land, the value of which is determined by the product. Increase the product and you enlarge the basis of taxation. By which of these two systems will this end be best secured a system of ownership or a system of tenantry? Ownership of the soil is the basis of our agricultural prosperity. Make the American farmer a tenant and you destroy the life of this great interest. If this be true with regard to our agricultural lands, why is it not true with regard to our mineral lands? Wherein in habits productive industry or useful labor, will the owner or tenant of a mine differ from the owner or tenant of a farm. What is there peculiar to the mine to make different the results of these two different systems of occupancy? It matters not to the General Government whether the title be in itself or its citizens so long as the land and products remain subject to her demands for revenue and becomes purely a question which system will most enhance the value of the property by increasing the production and thus enlarging the permanent basis of taxation. Prussia dates her prosperity from 1807 when she abolished her system of tenantry and placed the fee simple

of her soil within the reach of all her citizens. The mines of Mexico rich and exhaustless, perhaps as our own are of largely diminished value to the world in the production of the precious metals as also to the government as a source of revenue by reason of her system of tenantry Mr. Benton attributes the prosperity of the mines of England, and as a consequence to a large extent, the wealth and prosperity of the kingdom itself; to fee simple ownership of the mines by the citizen. These are the material results of the two policies. The social and political results in time would be equally marked and distinct. Ownership elevates tenantry degrades. Independent ownership of the soil lays a foundation for all those higher virtues which constitute the good citizen and safe participant in the franchises of constitutional government.

Our citizens have no desire to escape their just share of taxation. Let Congress pass a revenue law taxing the gross proceeds of our mines five per cent and they will draw our miners from the country. The General Government will have the title to our mines but no gross proceeds to tax. Let Congress pass the sequestration act, establishing a system of tenantry, and crowd our mountains with rent collectors; and the system will fail as it has failed as applied to our lead mines. But let the General Government provide for the survey of our mining districts, let her give at a moderate compensation these mines in fee simple to the discoverer and proprietor under pre-emption and discovery laws, guarding against fraud and monopoly; let her leave their development and operation to the energy and enlightened self-interest of the owner, and this territory will pour into her coffers largely more revenue than under any system of tenantry. What action Congress can be induced to take may be a question – but there is no question as to your duty to urge these great interests most earnestly on their attention. ...

Our Prospects

During the last summer many things have conspired to discourage our people. Floods have swept away

...

our crops on the bottom lands and obstructed the operations of our mines. The Indian war has frightened emigration, delayed machinery obstructed trade and commerce with the States and enhanced the cost of living. Notwithstanding all these discouragements our prospects are flattering, our population is gradually increasing; our agricultural resources are much greater and more abundant than had at first been supposed, and are being rapidly developed to meet the demands of the country. Notwithstanding entire crops were swept away by floods, the agricultural product of the territory for the last year is much larger than any ~~year~~ preceding year. Our mines give daily increasing evidence of richness and inexhaustible supply. The energy and enterprise of our people calling science to their aid, are treading ever pathways to new and rich discoveries, and are testing improved methods of seperating and saving gold with a degree of success that promises to capital unexampled returns and our territory a wealth that is almost fabulous. During the last year the attention of eastern capital has been attracted in an encouraging degree to our country It is estimated that over one hundred mining companies have been formed for the purpose of operating our mines with an aggregate working capital paid into the hands of treasurers of companies, of ten millions of dollars.

The resources of our territory have been developed thus far by the energy, industry and enterprise of its citizens unaided by capital. With this amount of capital coming to their aid and with every element of great and prosperous empire within the basin of her mountains and plains, our territory will soon enter upon a no limited career of prosperity and power—

Federal Relations

For near four years the American people have been engaged in a war for the preservation of their National Government. For a long time darkness and cloud hung over the nation. The ponderous proportions of the public debt, the vast levies of armies, disaster on the field and dissention in the Council Chamber, elections that apparently rebuked the Administration in its efforts—

to crush the rebellion. foreign relations that threatened were unmarred and threatening. all created doubt and distrust and shrouded the loyal heart in ~~darkness~~ gloom. But I congratulate you to-day on the happier omens under which we assemble which auspicate for the Republic re-establishment of its rightful authority and the perpetuity of its inestimable blessings.

Our foreign relations have assumed a friendly aspect which forbids all thought of a foreign war. Our elections show an unfettered opinion a disposition on the part of the great majority of the people to throw aside all party prejudices and passions and a settled determination to prosecute the war to a successful issue —

Our armies every where victorious are closing up around the already ~~open~~ grave of the rebellion and all doubt of final triumph is vanishing before the light of the victories of Sheridan and Sherman. Our Government will soon be reestablished in all its integrity. Founded in the consent and moulded by the intelligence of the people, it will be preserved by their valor.

I congratulate you on the part your Territory has taken in this great struggle. Young and far removed from the scene of conflict she has sent twenty four hundred gallant soldiers to the aid of the General Government. We are justly proud of the record they have made. By virtue of their endurance, their bravery and gallantry, rebel hordes were driven from New Mexico. By virtue of the same high soldierly qualities you reassemble to day with a new page of proud history written by the gallant dead on the battle fields of Kansas and Missouri. The record our soldiers have made, the service they have rendered the country — the proud reputation they have won on the battle fields of the Republic — Colorado will ever guard as priceless

Sam'l H. Elbert

Executive Department Col. Ferry.
Denver Feby 6th 1865.

To the people of Colorado

By reason of the requisition ~~of~~ made on me by the Commander of the District for three hundred and sixty men to open our communication with the States I hereby revoke my call of the 17th of Janry last for six companies of volunteer Cavalry to be organized as set forth in that call.
In order to expedite recruiting and equalize the burthen I hereby make the following apportionment
The County of Arapahoe will furnish two companies or one hundred and twenty men.
The County of Gilpin will furnish two companies or one hundred and twenty men.
The counties of Clear Creek and Jefferson will furnish one company or sixty men
The counties of Boulder Larimer and Weld will furnish one company or sixty men
I hope the citizens of each of these counties will unite and raise the quota assigned at once.

Samil H. Elbert
Acting Governor and Commander
in Chief of the Militia

Executive Department Col Ty.
February 8th 1865

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I have this day approved and signed the following bills &j

An Act amendatory of an act regulating the mode of proceeding in Replevin approved March 3d 1864

An Act amendatory of an act to incorporate the Denver Bradford and Blue River Road Company approved October 11th 1861

An Act to incorporate the Masonic Hall association of Denver in Colorado Territory

An Act to create the office of flour Inspector

An Act to restrain Sheep Hogs and Cattle from running at Large

An Act to change the name of Louis G. Page

An Act to amend an act entitled regulating the mode of proceeding in Replevin approved March 3d 1864. and

An Act to incorporate the Denver Junkey Creek and South Park Road Company.

Very Respectfully
Your Obt Servt
Sam. H. Elbert
Acting Governor
Colorado Territory

Executive Department Col Terry
February 8th 1865

To the Honorable
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills viz.

An Act authorizing the levy of a Special tax in Arapahoe Jefferson Clear Creek and Gilpin Counties

An Act incorporating the Boulder Valley and Central City Mayon Road Company

Very Respectfully
Your Obt. Servt.
Sam M. Elbert
Acting Governor Colorado

Executive Department Col. Terr
February 8th 1865.

To the Honorable
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills and Resolution

An Act entitled an act to incorporate the Russell Gulch and Nevada Mayn Road.

An Act to amend an act concerning judgment and execution approved November 4th 1861.

An Act to amend an act entitled an act regulating the mode of proceeding in attachment in the District Court approved Oct 29th 1861

An Act concerning the practice in the Supreme Court.

An Act to amend an act entitled an act concerning Probate Courts and Justices of the Peace in certain Counties approved March 11th 1864.

An Act to amend an act entitled an act to amend an act to enable Road Ditch and Manufacturing and other Companies to become bodies Corporate approved March 11th 1864.

An Act relating to Negotiable Instruments Promissory Notes and Contracts

Joint Resolution Memorial to the President of the United States.

Very Respectfully
Your Obt Servt
Sam T Elbert
Acting Secretary of Colorado

Executive Department Colorado
February 9th 1865

To the Honorable
President of the Council
Sir

I have the honor to inform the Council that I have this day approved and signed the following Resolution

Joint and Resolution of Thanks to the Citizens of Boulder County

Very Respectfully
Your Obt Servt
Sam T Elbert
Act. Secretary Colorado

Executive Department Col. Terry
February 9th 1865

To the Honorable
President & the Council

Sir

I herewith return to your Honorable Body, unapproved An Act to amend the Act incorporating the City of Denver approved November 7th 1861 and March 11th 1864 with the following objections

Section eight of this bill empowers the City Council of the City of Denver to incur a special indebtedness of ten thousand dollars by the issue of Bonds for the defence of the City, and Section nine of the bill empowers them to levy and collect a special tax to liquidate the same.

A general power, as given in section eight of the bill, to provide for the defence of the City as may be necessary, and under it the City Council would be authorized to make any ordinary expenditure, in providing for the defence of the City and pay for the same out of the general fund. Section three of the act incorporating the City of Denver approved November 7th 1861 provides that the City Council shall have power "to borrow money on the credit of the City, provided, that no sum or sums of money shall be borrowed at a greater interest than twenty per cent per annum and shall any sum or sums be borrowed as aforesaid until after the subject shall have been submitted to the legal voters of said City for which purpose a special election shall be called by the Mayor after giving ten days notice thereof, and if a majority of the legal voters of said city shall vote in favor of any such loan the same shall be negotiated and not otherwise"

This section is intended as a safeguard against extraordinary and unnecessary expenditures on the part of the City Council without authority from the tax payers of the City.

Under this provision should there be a demand for a loan on the part of the city for any purpose whatever the question can be submitted to a direct vote of the people of the city who would be the best judges of the necessity demanding it.

With the power thus to legislate for themselves upon all

Executive Department
State of Colorado
Denver, Feb 15th 1865.

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I this day approved and signed the following bills

An Act authorizing the County Commissioners of the several counties in Colorado Territory to procure copies of the original field notes and plats of surveys of all lands surveyed in their respective counties

An Act to amend an act concerning ferries approved March 11th 1864

An Act to amend an act entitled an act regulating elections approved Nov. 6th 1861

Very Respectfully
Your Obt Servt
Sam'l H. Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 9th 1865

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I have this day approved and signed the following bills, viz;

An Act to incorporate the Colorado and Clear Creek Coal Road Company.

An Act to amend an act entitled an act to incorporate the Consolidated Ditch Company approved Oct. 18th 1861.

An Act amendatory of an act to incorporate the Enterprise Wagon Road Company approved October 3rd 1861.

An Act for an act limiting the operation of an act entitled an act to suppress gambling and gambling houses. approved March 2nd 1864

An Act to repeal sections seventeen (17) and eighteen (18) of an act entitled an act concerning licenses approved January 6th 1861

An Act to repeal so much of an act entitled an act to establish a Territorial Library and Cabinet approved Jan 6th 1861 and to create the Territorial Treasurer Librarian of the Territory.

Very Respectfully
Your Ob't Servt
Sam N Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 10th 1865

To the Honorable
President of the Council.

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills

An Act to amend the acts incorporating the City of Denver approved November 7th 1861 and March 11th 1864

An Act to amend an act entitled an act for the protection of farmers against the depredations of Stock in the Counties of Weld and Douglas

An Act to amend an act entitled an act incorporating the Park Junction, Gregory and French Gulch Road Company approved November 6th 1861

A bill for an act to prohibit persons holding offices under Municipal Corporations from entering into contract with such corporations and for other purposes

Very Respectfully
Your Obt Servt
Sam N Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 11th 1865

To the Honorable
Speaker of the House of Representatives

Sir

I herewith return to your Honorable Body an act entitled "An act to encourage the formation and equipment of Volunteer companies" and would respectfully suggest the following amendments in order to give

the law a broader application and to avoid question that might arise under it as it now stands, Strike out the word "or" in the last line of the first section and insert after the word "invasion" in the same line and section the word "or the prevention of Indian difficulties" also after the word "County" in the tenth line of the second section add the following "according to the last valuation and assessment of property in any such town city or County"

Very Respectfully
Your obt Servt
Sam'l H Elbert
Acting Governor of Colorado.

Executive Department Col Terry
Febnary 10th 1865

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I have this day approved and signed the following bills

An Act to incorporate the Trinidad and Raton Mountain Road.

An Act to amend an act to incorporate the Arkansas Pueblo and Fountain Gravel Road Ditch Company approved March 9th 1864.

Very Respectfully
Your obt Servt
Sam'l H Elbert
Acting Governor of Colorado.

Executive Department Col Terry
Febnary 10th 1865

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I have this day approved & signed the following bills

An act to amend an act ~~heretofore~~ entitled an act

prescribing rules and regulations for the duties arising under the act of Congress entitled an act for the relief of citizens of towns upon lands of the United States under certain circumstances, approved March 11th 1864,

A bill for an act to incorporate the Denver & San Luis Valley Wagon Road Company

Very Respectfully
Your ob't Serv't.
Sam'l H. Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 11th 1865

To the Honorable
President of the Council

Sir

I have the honor to inform the Council that I have this day approved and signed the following bills

An act to provide for summoning jurors in certain counties and for other purposes,

An act to provide for the support of Paupers,

Very Respectfully
Your ob't Serv't.
Sam H. Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 10th 1865

To the Honorable
Speaker of the House of Representatives.

Sir

I have the honor to inform the House that I have this day approved and signed the following bills

An Act fixing the compensation of Members of the Legislative Assembly of the Territory of Colorado and amendatory of the several acts heretofore passed regulating fees of Officers Jurors and Witnesses

An Act to incorporate the Overland Wagon Road Company.

An Act to amend an act entitled an act to incorporate the City of Central approved March 11th 1864

An Act to incorporate the Colorado Iron Engine and Nail Manufacturing Company

An Act in relation to Powder Houses and Magazines

An Act to amend an act entitled an act to apportion the Territory of Colorado into Council and Representative districts

An Act to provide for the payment of the clerks of the Legislative Assembly.

An Act to encourage the formation of and equipment of Volunteer Companies

Very Respectfully
Your Obt Servt
Jas. A. Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 10th 1865

To the Honorable
President of the Council
Sir

I have the honor to inform the Council that I have this day approved and signed the following bills and joint Resolution

A bill for an act to repeal an act to incorporate the

Colonial and Pacific Hygeian Telegraph and Road Company assented November 6th 1861

An Act to amend an act entitled an act to establish the Common School system,

Council for the Resolutions of privilege of the Governors Message into the French language and to pay for printing the same,

An Act to divide the Territory of Colorado into Judicial Districts

Very Respectfully
Your obt Servt
Sumner A Ethert
Acting Secretary of Colorado

Executive Department Col. Ter.
February 10th 1865.

To the Honorable
Speaker of the House of Representatives

Sir

I have the honor to inform the House that I have this day assented and signed the following bills

An Act to organize the Militia of Colorado

An Act to prevent gambling and keeping or exhibiting faro banks or other games

An Act making appropriations to defray the expenses of the Legislative Assembly for the year 1865 and to pay the salaries of the Territorial officers and for other purposes.

An Act to amend an act ~~to incorporate~~ entitled an act to incorporate the city of Black Hawk approved January 11th 1864,

An Act amendatory and supplementary to an act entitled an act regulating elections approved Nov 6th 1861

and repealing an act entitled an act to enable citizens of this territory in the military service of the United States to vote approved March 11th 1864,

An Act to divide the Territory of Colorado into Judicial districts and to provide for the holding of Courts in the same

Very Respectfully
Your ob't Servt
Sam N Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 10th 1865

Gentlemen of the Committee

Gen Wild desires me to inform the Council that I have no further communication to make, that in parting with them I beg leave to assure them of my appreciation of their uniform courtesy and kindness and of my belief that their session has resulted in much useful legislation

Very Respectfully
Your ob't Servt.
Sam N Elbert
Acting Governor of Colorado

Executive Department Col Terry
February 10th 1865

Gentlemen of the Council

Gen Wild desires me to inform the House that I have no further communication to make, That in parting with them I beg leave to assure them of my appreciation of their uniform courtesy and kindness, and of my belief that their session has resulted in much useful legislation

Very Respectfully
Your ob't Servt
Sam N Elbert
Acting Governor of Colorado

Executive Department Col. Terry
Denver Feby 14th 1865

Special order No 1—

Maj Nichols will proceed to the county of Boulder and superintend the reorganizing for the one company called for from the Counties of Larimer Weld and Boulder, and report as often as practicable to these Head Quarters

Sam H Elbert
Acting Governor and
Commander-in-Chief pro tem

Executive Department Col. Terry
Denver February 18th 1865

I Sam H. Elbert Acting Governor of Colorado Territory do hereby certify

That an election held according to the provisions of the organic Act in this Territory on the 13th day of September AD 1864

Under Allen Bradford

received a majority of the votes cast for Delegate to the thirty ninth Congress of the United States and he is hereby declared to be duly elected accordingly, Delegate to the thirty ninth Congress of the United States to represent this said Territory of Colorado

In testimony whereof I have hereunto set my hand and caused to be affixed the Great Seal of the Territory to be hereunto affixed at Denver this 18th day of February AD 1865

(L.S.)

Sam H. Elbert
Acting Governor of Colorado

Executive Department Col. Terry.
February 20th 1865

General Order No. 5

Each company comprising the First Regiment of Colorado Mounted Militia, will on Thursday the 23rd inst. hold, at such place as they may at the time be encamped, an election for the following field officers:

One Colonel. One Lieutenant Colonel and one Major.

The officer commanding a company or part of a company will appoint three members of the company to act as judges of election, whose duty it shall be to keep duplicate poll books & which shall appear upon the close of the polls record the name of each voter on the same and the number of votes each person shall receive for any of the aforesaid offices. The Judges, clerks and officer commanding shall certify in each of said poll books to the effect that they contain a true and correct record of the vote cast at such election and shall file one copy with the clerk of the company and forward the other to D. H. Moffat Jr. Adjutant General of Colorado Territory The vote shall be in all cases by ballot.

Companies in the field to whom this order may not come until after the day specified, will hold election in accordance with the terms of this order as soon as they shall receive the same.

John M. Chivington
Commander-in-Chief of the Militia
of Colorado Territory

Executive Department Col. Terry
Denver Feby 24th 1865

Adjutant General D. H. Moffat, Maj. John M. Chivington and Capt. John C. Anderson are hereby appointed a Board of Canvassers, to canvass the vote of the 1st Colorado Mounted Militia, for Colonel, Lieut. Colonel and Major

John M. Chivington
Acting Governor and
Commander-in-Chief of Militia

Executive Department. Colo Ter
Denver. April 17th A.D. 1865.

Proclamation:-

Citizens of Colorado:-

The saddest hour of all these long years of War is upon us; Abraham Lincoln, President of the United States, is dead, basely Murdered - by the assassin Hand of Treason.

The true Statesman whose wisdom has guided us safely through the storm and tempest of four years of Civil War; the devoted patriot, who has so long toiled and suffered for the maintenance of the stately glory of the Republic. The honest hearted Man, who has passed into the love and benediction of the civilized world, as none before, has fallen a victim of the fatal envy of Slavery; and the Nation cup of sorrow is full.

This Treason adds assassination to the dark catalogue of her Crimes, and writes for the history of the Nineteenth Century its darkest page. This "Abraham Lincoln", the twice chosen President of the Republic, becomes its "blessed Martyr". So pure, so just, so true, so noble; it seemed not fair to give his name the sacred Companionship of that of Washington, and "anointed him a Prince and a ruler forever." But, who shall measure the extent of this Calamity? who tell, in fitting words, this Nations unspeakable grief?

In view of this, Just and an Mysterious dispensation, I, Sam. H. Elbert, Acting Governor of the Territory of Colorado; do hereby Set apart Wednesday the Nineteenth inst. to be observed as a day of humiliation and prayer, and request that the loyal citizens of this Territory, desiring to show that they, as their several places of worship, and engage in such funeral Ceremonies as may be suitable and fitting.

In Testimony whereof I have hereunto set my hand and caused the Great Seal of the Territory of Colorado, to be affixed this Nineteenth day of April A.D. 1865

L.S.

Sam. H. Elbert.
Acting Governor of Colorado Territory.

Executive Department, Col Ter
Denver April 24th 1865.

To the County Commissioners
of Gilpin County.

Gentlemen.

The 1st Regiment Colorado Volunteer Mounted Militia has been ordered to report immediately at Denver, and will be Mustered out of Service by the 30th of this Month.

You are hereby requested to appoint and authorized agent to depart immediately for Denver, to receive the Horses now in the service of that Regiment, belonging to your County, or to Citizens of your County.

Very Respectfully
Your Obt Servt
Alex. H. Reed.
Acting Gov. C. T.

Similar Communication sent to Boulder, Laramie, Arapahoe, and Jefferson.

Executive Department. Col. Ter.
Denver. April 25th 1865.

To Sergeant Major E. F. Mills.
1st Reg. Col. Vol. M. M. Ninety days Men raised in pursuance of a Call for Militia for defense of the Territory dated January 17th and February 6th 1865, by reason of a requisition from the Military Commander of the District is hereby discharged from Service in that regiment to take effect from this date.

Gio Evans
Gov. Col Ter

Executive Department. Col. Ter.
Denver. April 29th 1865.

It is hereby ordered that the several companies of the 1st Regiment of Colorado Mounted Militia be mustered out of the service upon reporting to the Aggt. Genl. of the Territory.

Special Order No 15.

Head Quarters District of the Plains having relieved them of the service for which they were organized

Jno. Evans
Gov. Col. Ter.

Executive Department. Col Ter
Denver. May 4th 1865.

To the Officers and Men
of 1st Regiment of Mounted Militia of Colorado.

Your men entered the Service of the County and Territory on emergencies. At the time when our people were being murdered, their homes burned their Stock driven off and theirs, when the Mails, and all Communications with the States, was cut off by the devastations and hostilities of the Indians, when starvation and ruin stared the people in the face, you patriotically came forward, and under exposure & the most inclement Winter weather rendered efficient and successful further depredations.

For this the Government and the people of Colorado return you their grateful acknowledgements and most sincere thanks

Jno. Evans
Gov. of Col. Ter.

Proclamation

by the Governor.

Whereas, an overwhelming grief has come to our country, turning the Nation into one great house of Mourning and throwing its pall upon the consecrated grave of "Abraham Lincoln" its loved and venerated President;

And Whereas, it is fitting and proper that the stricken and sorrowing hearts of the people should manifest their grief, and bow in humble submission to this afflicting dispensation of "Him who doeth all things well."

And Whereas, his Excellency, the President has designated Thursday the 4th day of June next, as a day of Humiliation and Mourning" to be observed wherever in the United States the flag of our Country is respected" recommending that "the people assemble in their respective places of worship" there to render up, their respective Pews to Almighty God. In unison with the proclamation of the President, we should the people at the same time bid Contemplations of the Virtues and Services of the departed and Patriot Dead"

Now, therefore, I, John Evans, Governor of the State of Colorado, faithfully to obey the same, and that such public ceremonies may be observed in this State as shall be suitable to express the grief of the people of the Nation; it is hereby ordered, that all business be suspended on that day, and that the people assemble at their usual places of worship, at 11 o'clock A.M. and there unite with their fellow citizens in appropriate ceremonies for the day.

In Witness Whereof, I have hereunto set my hand and caused the seal of the State to be affixed.

Done at the City of Denver, this 16th day of May A.D. 1865.

By the Governor —

John Evans.

Lt. Gov. — for the Secretary

(4)

Proclamation.

In the Name of Pueblo and other Counties in which Vacancies in the Boards of County Commissioners may occur.

The Law authorizing me by appointment to fill Vacancies in Boards of County Commissioners becomes operative and important duty; as it takes the place of an popular Election.

The Intent has been to fill no other Vacancies in the County Offices. The same instances as in the County Mentioned, as direct individuals [illegible] to me, nothing that certain persons be appointed in the first case, of those invariably voted for at their general Expression of the people through petitions before exercising this power.

Also the presentation of such Evidence of the worthiness of the persons, which is certainly due them, I have always act promptly on the same. It is hoped that the Boards of County Commissioners may be Representative in their County in this Territory, in view of their importance to the proper Execution of the Laws.

Given at Denver, this 10th day of July A.D. 1865.

L.S.

Alex Gilpin
Pro. Com. Ter.

Five Hundred Dollars Reward.

Escaped from Jail in Denver City Colorado Territory, on the Night of the 22nd instant, the following described Prisoners; for the apprehension and delivery of each of whom, to the Sheriff of Arapahoe County, or the U.S. Marshal of said Territory, a Reward of One Hundred Dollars is hereby offered in pursuance of the Provisions of Law, viz:-

William Smith, Charged with Stealing Mules of the U.S. Government, at Camp Weld, Colorado Territory, is five feet, ten inches high, dark Complexion, dark Eyes, No beard, had on dark Clothes and aged about 22 or 25 years.

Comfort McCleery, Charged with Stealing Mules of the U.S. Government at Camp Weld, Colorado Territory, is about five feet six inches high, sandy Complexion, Red hair, heavy Red Mustache, is stiff in the Shoulders, and aged about 25 years.

Uriel Scott, Charged with passing bogus Gold Dust, light long hair, coarse featured, Five feet, eleven inches high, Weight 160 pounds.

Clark Van Eyck, Charged with Passing Bogus Gold Dust, height Five feet five inches, Sandy Complexion, Brown hair, Weight 145 to 150 pounds.

Jerry Owens, (Colored) Charged with Murder, Committed from Park County, (Buckskin Joe) Height six feet and Weight 200 pounds.

John Evans
Governor of Colorado Territory

Executive Department, Col Ter
Denver, May 23rd 1862.

"Annual Orders No 1 1865"

Executive Department, C. T.
Denver, Sept 7th 1865.

Having just received the last of the shipments of Five Hundred Sharps Carbines, Accoutrements and Ammunition which was procured last Winter for the Colorado Militia, it is Ordered

1st That said Carbines and Ammunition be distributed to the various Militia of Colorado, giving each County its proper share according to Population and the Necessities of the Service, as nearly as practicable.

2nd The Brigadier General being, by Law, charged with the organization of the Militia, it is Ordered that for their respective Divisions, the distribution is hereby assigned to Brigadier General E. W. Wynkoop Commanding Brigade of 1st Division and to Brigadier General J. P. Sheldon, Commanding Brigade of 2nd Divisions, Colorado Militia

By Order of His Excellency,

John Evans
Governor and Commander-in-Chief
of the Militia of Colorado

P. K. Creson, Adjutant General